

Mr. Morse moved the previous question on the engrossment of the bill, and the main question was ordered.

Question recurring on the engrossment of the bill, yeas and nays were demanded.

The roll was called, and the Speaker announced that there was not a quorum present.

ADJOURNMENT.

On motion of Mr. Morse, the House, at 5:20 o'clock p. m., adjourned until 10 o'clock a. m. next Monday.

APPENDIX.

STANDING COMMITTEE REPORTS.

The following committees have today filed favorable reports on bills, as follows:

Revenue and Taxation: House bill No. 51.

Education: House bills Nos. 578, 352 and 640; Senate bills Nos. 293, 411, 384 and 170.

Game and Fisheries: House bill No. 663; Senate bill No. 88.

Banks and Banking: Senate bill No. 81.

State Affairs: House bills Nos. 664, 658, 250 and 655; Senate bills Nos. 396, 317 and 287.

Insurance: House bill No. 652.

Counties: House bill No. 627.

Highways and Motor Traffic: House bill No. 628.

Labor: Senate bill No. 253.

Judicial Districts: Senate bills Nos. 462 and 493.

The Committee on Constitutional Amendments filed an adverse report on House joint resolution No. 4.

REPORT OF THE COMMITTEE ON ENGROSSED BILLS.

Committee Room,

Austin, Texas, February 15, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 659, A bill to be entitled "An Act to amend Chapter 60 of the Acts of the General and Special Laws of the Fortieth Legislature, First Called Session, approved on June 6th, 1927, amending Section 2 of said chapter, so as to provide that the district attorney

of the Ninetieth Judicial District of Texas may employ in lieu of an assistant district attorney a stenographer, and fixing the salary of a stenographer, and providing that said act shall take effect from the date of its passage, and declaring an emergency,"

Has carefully compared same and find it correctly engrossed.

DeWOLFE, for Chairman.

TWENTY-NINTH DAY.

(Monday, February 18, 1929.)

The House met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Barron.

The roll was called and the following members were present:

Mr. Speaker.	Hefley.
Acker.	Hogg.
Ackerman.	Holder.
Adkins.	Hopkins.
Albritton.	Hornaday.
Anderson.	Hubbard.
Avis.	Jenkins.
Baker.	Johnson
Baldwin.	of Dimmit.
Barnett.	Johnson of Smith.
Bateman.	Johnson of Scurry.
Beck.	Jones.
Bond.	Kayton.
Bounds.	Keeton.
Bradley.	Keller.
Brice.	Kemble.
Carpenter.	Kennedy.
Chastain.	Kincaid.
Coltrin.	King.
Conway.	Kinnear.
Cox of Navarro.	Land.
Cox of Limestone.	Lee.
Davis.	Lemens.
DeWolfe.	Long of Houston.
Dunlap.	Long of Wichita.
Duvall.	Loy.
Enderby.	Mankin.
Ewing.	Mauritz.
Eickenroht.	Maynard.
Finn.	McDonald.
Finlay.	McGill.
Forbes.	McKean.
Gerron.	Mehl.
Gilbert.	Metcalf.
Giles.	Montgomery.
Graves	Moore.
of Williamson.	Morse.
Graves of Erath.	Mosely.
Hardy.	Mullally.
Harding.	Murphy.
Harman.	Negley.
Harper.	Olsen.
Harrison.	O'Neill.
Heaton.	Palmer.

Patterson.	Stevenson.
Petsch.	Storey.
Pool.	Strong.
Pope of Jones.	Tarwater.
Pope of Nueces.	Thompson.
Prendergast.	Thurmond.
Purl.	Tillotson.
Ray.	Turner.
Reader.	Van Zandt.
Reid.	Veatch.
Renfro.	Waddell.
Richardson.	Wallace.
Rogers.	Walters.
Rountree.	Warwick.
Sanders.	Webb.
Savage.	Westbrook.
Shaver.	White.
Shelton.	Wiggs.
Sherrill.	Williams
Shipman.	of Sabine.
Simmons.	Williams
Sinks.	of Travis.
Smith.	Woodall.
Snelgrove.	Woodruff.
Speck.	Young.
Stephens.	

Absent.

Brooks.	Minor.
Gates.	Quinn.

Absent—Excused.

Cox of Lamar.	McCombs.
Fuchs.	Nicholson.
Hines.	Pavlica.
Justiss.	Williams
Kenyon.	of Hardin.
Martin.	

A quorum was announced present.

Prayer was offered by Rev. J. C. Mitchell, Chaplain.

LEAVES OF ABSENCE GRANTED.

The following members were granted leaves of absence on account of important business:

Mr. Justiss for today and tomorrow, on motion of Mr. Bounds.

Mr. Martin for today, on motion of Mr. Harper.

Mr. Anderson for this afternoon, on motion of Mr. Kayton.

Mr. Kenyon for today and the balance of the week, on motion of Mrs. Moore.

Mr. Pavlica for today, on motion of Mr. Shipman.

Mr. Quinn for today, on motion of Mr. Reader.

The following members were granted leaves of absence on account of illness:

Mr. Reid for Monday afternoon, Tuesday and Wednesday, on motion of Mr. Adkins.

Mr. Nicholson for today and the bal-

ance of the week, on motion of Mr. Kennedy.

Mr. Fuchs for today, on motion of Mr. Shelton.

Mr. Hines for today on account of death in family, on motion of Mr. Prendergast.

HOUSE BILLS ON FIRST READING.

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Tarwater:

H. B. No. 685, A bill to be entitled "An Act creating a special road law for Floyd county, Texas; requiring surety bonds of road overseers, containing provision that said county may fund the legal indebtedness outstanding against its road and bridge fund as of January 1, 1929, setting forth the method of said operation."

Referred to Committee on Highways and Motor Traffic.

By Mr. White:

H. B. No. 686, A bill to be entitled "An Act authorizing the commissioners court of Hutchinson county to employ not more than two persons to be known as investigators to assist the district attorney in the investigation and prosecution of crime and in the discharge of his official duties; providing for their deputation, salaries and necessary expense and mode of discharge, and prescribing their duties."

Referred to Committee on Criminal Jurisprudence.

By Mr. Savage:

H. B. No. 687, A bill to be entitled "An Act to amend Article 3689 of the Revised Civil Statutes of 1925, regulating the compensation of executors, administrators and testamentary trustees."

Referred to Judiciary Committee.

By Mr. Savage:

H. B. No. 688, A bill to be entitled "An Act to amend Article 4310 of the Revised Civil Statutes of 1925, regulating the compensation of guardians."

Referred to Judiciary Committee.

By Mr. Bradley:

H. B. No. 689, A bill to be entitled "An Act to amend Article 3902, Revised Civil Statutes of 1925, relating to the appointment and compensation of depu-

ties and assistants of certain departments and county officers by adding thereto a proviso for an increased compensation to certain deputies not to exceed \$25 each in counties having a population of 160,000 or more in accordance with the last United States census upon the approval of the commissioners court of the county affected where the deputies have been in the service of the office applying for such increase for a period of four years or more."

Referred to Committee on Counties.

By Mr. Montgomery:

H. B. No. 690, A bill to be entitled "An Act to create and validate water control and improvement district No. 1 in Hidalgo county, Texas, as a conservation and reclamation district; validating and approving all orders made by the commissioners court of the said county in respect to the original organization of Hidalgo county water improvement district No. 4 under Article 3, Section 52, of the Constitution."

Referred to Committee on Conservation and Reclamation.

By Mr. Wallace:

H. B. No. 691, A bill to be entitled "An Act relating to condemnation of land for rights of way for State highways; amending Article 6704 of the Revised Civil Statutes of Texas, 1925, so as to eliminate the limitation as to width of rights of way for road purposes."

Referred to Committee on Highways and Motor Traffic.

By Mr. Cox of Limestone:

H. B. No. 692, A bill to be entitled "An Act providing a mode by which horses, mules, jacks, jennets, cattle, hogs, sheep and goats may be prevented from running at large in Limestone county."

Referred to Committee on Live Stock and Stock Raising.

By Mrs. Negley and Mr. Cox of Navarro:

H. B. No. 693, A bill to be entitled "An Act amending Article 5172 of the Revised Civil Statutes of 1925, by making further exceptions to Articles 5168, 5169, 5170 and 5171 of the Revised Civil Statutes of 1925, said exceptions being as to superintendents, matrons and nurses employed in orphan homes."

Referred to Committee on Eleemosynary and Reformatory Institutions.

By Mrs. Negley and Mr. Cox of Navarro:

H. B. No. 694, A bill to be entitled "An Act to amend Article 1571 of the Penal Code of the State of Texas, 1925, by making further exceptions to Articles 1569 and 1570 of the Penal Code of the State of Texas, said exceptions being as to superintendents, matrons and nurses employed in orphan homes."

Referred to Committee on Eleemosynary and Reformatory Institutions.

By Mr. Hubbard:

H. B. No. 695, A bill to be entitled "An Act creating a more efficient road system for Titus county, Texas."

Referred to Committee on Highways and Motor Traffic.

By Mr. Hubbard:

H. B. No. 696, A bill to be entitled "An Act creating a more efficient road system for Bowie county, Texas."

Referred to Committee on Highways and Motor Traffic.

By Mr. Kemble:

H. B. No. 697, A bill to be entitled "An Act to amend Articles 7428 and 7431 of the Revised Statutes of Texas, pertaining to trusts, monopolies and conspiracies against trade, and making any act that directly or indirectly or tends to interfere with a rate-making body or that increases the burden, expense or difficulty of such body or that amounts to a refusal or failure to furnish co-operation and assistance to it in fixing fair and reasonable rates to be charged to the public constitutes a conspiracy against trade, and providing that a district attorney, county attorney or governing body of a municipality with leave of a court of competent jurisdiction first had and obtained may institute suit in a court having jurisdiction for violation of this subdivision."

Referred to Committee on Municipal and Private Corporations.

By Mr. Tillotson:

H. B. No. 698, A bill to be entitled "An Act to accept the donation to the State of parts of a site, and to purchase other parts of a site, for a State historical park to be designated 'The Stephen F. Austin Memorial Park.'"

Referred to Committee on Appropriations.

By Mr. Ewing and Mr. Metcalfe:

H. B. No. 699, A bill to be entitled

"An Act creating a more efficient road system for Robertson county, Texas; vesting the commissioners court with authority to lay out, drain, repair and maintain such system of roads and make contracts therefor."

Referred to Committee on Highways and Motor Traffic.

By Mr. Graves of Williamson:

H. B. No. 700, A bill to be entitled "An Act to amend Article 377 of the Revised Civil Statutes of 1925."

Referred to Committee on Banks and Banking.

By Mr. Graves of Williamson:

H. B. No. 701, A bill to be entitled "An Act relative to safe deposit boxes in banks, savings banks or trust companies, standing in the name of two or more persons; regulating the right of access to and removal of contents from said boxes."

Referred to Committee on Banks and Banking.

By Mr. Graves of Williamson:

H. B. No. 702, A bill to be entitled "An Act to amend Article 415 of the Revised Civil Statutes of 1925."

Referred to Committee on Banks and Banking.

By Mr. Graves of Williamson:

H. B. No. 703, A bill to be entitled "An Act to amend Article 416 of the Revised Civil Statutes of 1925, as amended by Chapter 252 of the General Laws of the Regular Session of the Fortieth Legislature, regulating the class of securities for loans and investments of savings deposits."

Referred to Committee on Banks and Banking.

HOUSE JOINT RESOLUTION ON FIRST READING.

The following House joint resolution, introduced today, was laid before the House, read first time, and referred to the Committee on Constitutional Amendments:

By Mr. Stevenson:

H. J. R. No. 22, Proposing an amendment to the Constitution of the State of Texas by amending Section 2 of Article IV to provide that the Governor, Lieutenant Governor and Attorney General shall be elected by the qualified voters of the State at the same

time and places of election for members of the Legislature; providing for an election, and making an appropriation to pay expenses.

BILLS ORDERED NOT PRINTED.

On motion of Mr. Murphy, House bills Nos. 677 and 678 were ordered not printed.

On motion of Mr. Brice, House bill No. 664 was ordered not printed.

On motion of Mr. Finlay, Senate bill No. 287 was ordered not printed.

BILL ORDERED PRINTED.

On motion of Mr. Renfro, House bill No. 604 reported adversely with a minority favorable report, was ordered printed.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, February 18, 1929.
Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. C. R. No. 27, Memorializing Congress to follow Director Hines' recommendation for a general hospital to care for World War veterans.

Respectfully,
MORRIS C. HANKINS,
Assistant Secretary of the Senate.

TO EXTEND USE OF HALL TO BOARD OF MEDICAL EXAMINERS.

Mr. Dunlap offered the following resolution:

Be it Resolved, That the use of the House of Representatives be allowed by the State Board of Medical Examiners to hold the annual examination of medical students on June 18, 19 and 20, 1929, and November 19, 20 and 21, 1929, and on June 22, 23 and 24, 1930, November 18, 19 and 20, 1930; provided, the Legislature is not in session on said dates, and also the use of such committee rooms as may be necessary in connection with said examinations, the use of such rooms to be agreed upon between the Board of Medical Examiners and the Board of Control.

Signed—Dunlap, Kincaid, Johnson of Scurry, Renfro, Walters, Reader, Finn.

The resolution was read second time and was adopted.

RELATING TO ADJOURNING TO
VISIT STATE UNIVERSITY.

Mr. DeWolfe offered the following resolution:

Whereas, The students and faculty of the University of Texas have extended to the members of the Legislature an invitation to visit and inspect the buildings and grounds of the University of Texas on the afternoon of February 20, 1929; and

Whereas, It is useful to the members of the Legislature and all citizens of Texas to know something about the University; now, therefore, be it

Resolved, That the House adjourn at 4:30 p. m. February 20th for the purpose of accepting the said invitation of the students and faculty of the University of Texas.

Signed—DeWolfe, Woodruff, Long of Houston, Olsen, Young.

The resolution was read second time.

Mr. Purl moved that the resolution be referred to the Committee on Education, and the motion was lost.

Question recurring on the resolution, it was adopted.

MEMORIALIZING CONGRESS TO
PROVIDE FOR CERTAIN HOS-
PITAL IN TEXAS.

The Speaker laid before the House and had read the following resolution:
S. C. R. No. 27, To memorialize Congress in regard to certain hospital in Texas.

Whereas, Texas furnished one-twentieth of the men used in active duty during the recent World War; and

Whereas, The units composed of Texans bore their share of the brunt of battle and suffered their share of casualties and disabilities; and

Whereas, There has never been located in Texas any large general hospital of the United States Veterans Bureau for the treatment of general disabilities incurred in service; and

Whereas, There has never been located in Texas a hospital for the treatment of mental cases; and

Whereas, It is necessary to send Texas boys out of the State to United States Veterans Bureau Hospitals for treatment of such disabilities; and

Whereas, The sub-committee of the Veterans Committee of the House has recently unfavorably reported the recommendation of General W. T. Hines, Director of the United States Veterans Bureau, to locate a hospital of three hundred beds in Texas at a cost of one

million two hundred thousand dollars (\$1,200,000); and

Whereas, During each session millions of dollars are spent building hospitals with thousands of beds in other States; now, therefore, be it

Resolved, That the Senate of Texas, the House of Representatives concurring, do hereby memorialize Congress to follow Director Hines' recommendation before adjournment this present session, that a general hospital of three hundred beds, with a ward for mental cases, be established in Texas, at a cost of one million two hundred thousand dollars (\$1,200,000); and be it further

Resolved, That it is the request of the Senate of the State of Texas, the House of Representatives of Texas concurring, that a prompt meeting of the full Veterans Committee of both the House and Senate of Congress be called, and that said recommendation for hospital be favorably reported; and be it further

Resolved, That a copy of this resolution be wired to the President of the Senate, the Speaker of the House, and the Chairman of the Veterans Committee of the Senate and House of Congress.

The resolution was read second time and was adopted.

BILL RECOMMENDED.

On motion of Mr. Williams of Travis, House bill No. 375 was recommitted to the Committee on Criminal Jurisprudence.

BILLS SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof and their captions had been read severally, the following enrolled bills:

S. B. No. 241, "An Act to create Cameron county drainage district number two (2) in Cameron county, Texas; defining its boundaries; validating and approving all orders made by the commissioners court of Cameron county in respect to the original organization and creation of said district as a drainage district under Article 3, Section 52, of the Constitution; converting said district, without change of name, to a conservation and reclamation district under Section 59 of Article 16 of the Constitution of the State of Texas; validating all assessments of taxes, the authorization, issuance and sale of bonds thereof, and providing for their payment, and the issuance and sale of the bonds of said district, and providing for their payment by the annual levy, assessment

and collection of general ad valorem taxes on all taxable property in said district; approving and validating all orders of the commissioners court of said county and of the board of drainage commissioners of said district in respect to said district bonds and taxes, or certified copies thereof, and constituting all of such orders and their record legal evidence; providing that the management and control of said Cameron county drainage district No. 2 shall be by a board of three commissioners, and that said drainage district created herein as a conservation and reclamation district shall be governed by the provisions of Section 59 of Article 16 of the Constitution, and Chapter 7 of Title 128, Revised Civil Statutes of the State of Texas, 1925; providing that the title to all property and rights in property now owned by Cameron county drainage district No. 2, including current and delinquent taxes, as it existed before this conversion herein, are vested in said district as herein converted, and that same shall be held and used under said provision of Section 59 of Article 16 of the State Constitution and of Chapter 7 of Title 128, Revised Civil Statutes of the State of Texas, 1925, as same now exists or may hereafter be amended; providing that the said Cameron county drainage district No. 2, as converted under Article 16, Section 59, shall assume and discharge all legal obligations, contracts and indebtedness lawfully created by Cameron county drainage district No. 2 before its conversion; providing that proof of publication of constitutional notice as required in the enactment of this act has been duly made; enacting provisions incident and necessary to the subject and purpose of this act, and declaring an emergency."

S. B. No. 406, "An Act authorizing the Gulf Refining Company to construct and maintain a bridge across Salt Bayou."

S. B. No. 449, "An Act to amend subdivision 78 of Article 199 of the Revised Civil Statutes of the State of Texas of 1925, Section 1, Chapter 99, of the Acts of the Regular Session of the Thirty-eighth Legislature, etc., and declaring an emergency."

S. B. No. 236, "An Act to permit the State of Texas or any Texas corporation created as an eleemosynary institution without profit to own or acquire, and to permit counties to make grants and donations thereto, of any properties heretofore acquired by any such county for seawall purposes; repealing all laws

and parts of laws in conflict with the provisions of this act; and declaring an emergency."

S. B. No. 240, "An Act to create Cameron county drainage district No. 1, in Cameron county, Texas; defining its boundaries, validating and approving all orders made by the commissioners court of Cameron county in respect to the original organization and creation of said district as a drainage district, under Article 3, Section 52, of the Constitution; converting said district, without change of name, to a conservation and reclamation district under Section 59 of Article 16 of the Constitution of the State of Texas; validating all assessments of taxes, the authorization, issuance and sale of bonds thereof, and providing for their payment, and issuance and sale of the bonds of said district by the annual levy, assessment and collection of general ad valorem taxes on all taxable property in said district; approving and validating all orders of the commissioners court of said county and of the board of drainage commissioners of said district in respect to said district bonds and taxes, or certified copies thereof, and constituting all of such orders and their record legal evidence; providing that the management and control of said Cameron county drainage district No. 1 shall be by a board of three commissioners, that said drainage district created herein as a conservation and reclamation district shall be governed by the provisions of Section 59 of Article 16 of the Constitution, and Chapter 7 of Title 128, Revised Civil Statutes of the State of Texas, 1925; providing that the title to all property and rights in property now owned by Cameron county drainage district No. 1, including current and delinquent taxes, as it existed before the conversion herein, are vested in said district as herein converted, and that same shall be held and used under said provision of Section 59 of Article 16 of the State Constitution and of Chapter 7 of Title 128, Revised Civil Statutes of the State of Texas, 1925, as same now exists or may be hereafter amended; providing that the said Cameron county drainage district No. 1 as converted under Article 16, Section 59, shall assume and discharge all legal obligations, contracts and indebtedness lawfully created by Cameron county drainage district No. 1 before its conversion; providing that proof of publication of constitutional notice as required in the enactment of this act has been duly made; enacting provisions incident and neces-

sary to the subject and purpose of this act; and declaring an emergency."

S. B. No. 39, "An Act to amend Article 951, Title 12, Chapter 3, of the Code of Criminal Procedure of the State of Texas, Revision of 1925, so as to not allow a justice of the peace any compensation on fines, thereby further relieving him of any interest in a misdemeanor case; and declaring an emergency."

S. B. No. 62, "An Act creating a more efficient road system for Hays county, Texas; providing that the county commissioners shall be road commissioners of their respective precincts; providing that such commissioners shall have charge of the road teams, tools, machinery and appliances of said county under the direction of the commissioners court; providing for the laying out, establishment and construction of roads, bridges and culverts, and for the repair and maintenance thereof; providing that the commissioners court shall co-operate with the State Highway Department in the establishment, construction and maintenance of roads, bridges and culverts to be paid for partly by the county and partly by the State or Federal government; authorizing the commissioners court of Hays county to issue bonds of said county for the purpose of funding or refunding indebtedness incurred for road and bridge purposes, and to levy a tax in payment thereof; and declaring an emergency."

S. B. No. 47, "An Act authorizing the commissioners court of Young county, Texas, to pay their traveling expenses while supervising highway construction; limiting the amount of said expenses; providing same shall terminate January 1, 1931; and declaring an emergency."

S. B. No. 37, "An Act to amend Article 1074, Title 15, Chapter 4, of the Code of Criminal Procedure of the State of Texas, Revision of 1925, so as to provide also a trial fee in justices' courts in misdemeanor cases; and declaring an emergency."

S. B. No. 206, "An Act creating a more efficient road system for Lamb county, Texas; providing that the county commissioners shall be road commissioners of their respective precincts; providing that such commissioners shall have charge of the road teams, tools, machinery and appliances of said county under the direction of the commissioners court; providing for the laying out, establishment and construction of roads, bridges and culverts, and for the repair and maintenance thereof; provid-

ing that the commissioners court shall co-operate with the State Highway Department in the establishment, construction and maintenance of roads, bridges and culverts to be paid for partly by the county and partly by the State or Federal government; authorizing the commissioners court of Lamb county to issue bonds of said county for the purpose of funding or refunding indebtedness incurred for road and bridge purposes, and to levy a tax in payment thereof; and providing that if the validity of the indebtedness to be funded by such bonds is not questioned in any suit or proceeding within sixty days from the adoption of the order of the commissioners court authorizing the issuance of such bonds, then such indebtedness shall be conclusively presumed to be valid, and declaring an emergency."

S. B. No. 367, "An Act to create Willacy county water control and improvement district No. 1, embracing lands in the counties of Willacy and Hidalgo, in the State of Texas, as a conservation and reclamation district and body politic and corporate, under Section 59, Article 16, of the Constitution, and defining its boundaries; and declaring an emergency."

RELATING TO CONSIDERING HOUSE BILL NO. 279.

The Speaker laid before the House, as unfinished business, resolution heretofore offered by Mr. Duvall, relating to hearing an open discussion on House bill No. 279, the resolution having heretofore been read second time.

Mr. Van Zandt moved that further consideration of the resolution be postponed indefinitely.

Mr. Holder moved to table the motion to postpone indefinitely.

Yeas and nays were demanded, and the motion to table was lost by the following vote:

Yeas—41.

Acker.	Giles.
Barnett.	Graves
Brice.	of Williamson.
Conway.	Graves of Erath.
Cox of Navarro.	Harper.
Cox of Limestone.	Holder.
Davis.	Kemble.
Duvall.	Kincaid.
Enderby.	Lee.
Ewing.	Loy.
Forbes.	O'Neill.
Gerron.	Patterson.
Gilbert.	Ray.

Reid.	Speck.
Renfro.	Stephens.
Richardson.	Veatch.
Savage.	Waddell.
Shaver.	Webb.
Shipman.	Williams
Simmons.	of Sabine.
Smith.	Williams
Snelgrove.	of Travis.

Nays—83.

Ackerman.	Maynard.
Adkins.	McDonald.
Albritton.	McGill.
Avis.	McKean.
Baker.	Metcalfe.
Baldwin.	Montgomery.
Bateman.	Moore.
Beck.	Morse.
Bond.	Mosely.
Bounds.	Mullally.
Bradley.	Murphy.
Carpenter.	Negley.
Chastain.	Olsen.
Coltrin.	Palmer.
DeWolfe.	Petsch.
Eickenroht.	Pool.
Finn.	Pope of Jones.
Finlay.	Pope of Nueces.
Hardy.	Purl.
Harding.	Reader.
Harrison.	Rogers.
Heaton.	Rountree.
Hefley.	Sanders.
Hogg.	Sherrill.
Hopkins.	Sinks.
Hornaday.	Stevenson.
Jenkins.	Storey.
Johnson	Strong.
of Dimmit.	Tarwater.
Johnson of Smith.	Thompson.
Johnson of Scurry.	Thurmond.
Keeton.	Tillotson.
Keller.	Turner.
Kennedy.	Van Zandt.
King.	Walters.
Kinnear.	Warwick.
Land.	Westbrook.
Lemens.	White.
Long of Houston.	Wiggs.
Long of Wichita.	Woodall.
Mankin.	Woodruff.
Martin.	Young.

Present—Not Voting.

Mauritz. Prendergast.

Absent.

Anderson.	Jones.
Brooks.	Kayton.
Dunlap.	Mehl.
Gates.	Quinn.
Harman.	Shelton.
Hubbard.	

Absent—Excused.

Cox of Lamar.	Minor.
Fuchs.	Nicholson.
Hines.	Pavlica.
Justiss.	Wallace.
Kenyon.	Williams
McCombs.	of Hardin.

Question then recurring on the motion to postpone indefinitely, yeas and nays were demanded.

The motion prevailed by the following vote:

Yeas—94.

Acker.	McGill.
Ackerman.	McKean.
Adkins.	Metcalfe.
Albritton.	Montgomery.
Avis.	Moore.
Baldwin.	Morse.
Bateman.	Mosely.
Beck.	Mullally.
Bond.	Murphy.
Bounds.	Negley.
Bradley.	Olsen.
Carpenter.	O'Neill.
Chastain.	Palmer.
Coltrin.	Petsch.
Conway.	Pool.
Cox of Navarro.	Pope of Jones.
DeWolfe.	Pope of Nueces.
Enderby.	Purl.
Ewing.	Reader.
Eickenroht.	Reid.
Finn.	Richardson.
Finlay.	Rogers.
Hardy.	Rountree.
Harding.	Sanders.
Harman.	Savage.
Harrison.	Shaver.
Heaton.	Shelton.
Hefley.	Sherrill.
Hogg.	Simmons.
Hopkins.	Sinks.
Hornaday.	Speck.
Jenkins.	Storey.
Johnson	Strong.
of Dimmit.	Thompson.
Johnson of Scurry.	Thurmond.
Johnson of Smith.	Tillotson.
Keller.	Turner.
Kennedy.	Van Zandt.
Kincaid.	Veatch.
Kinnear.	Wallace.
Land.	Walters.
Lemens.	Warwick.
Long of Wichita.	White.
Loy.	Wiggs.
Mankin.	Woodall.
Martin.	Woodruff.
Maynard.	Young.
McDonald.	

Nays—26.

Baker.	King.
Barnett.	Lee.
Davis.	Long of Houston.
Duvall.	Patterson.
Forbes.	Prendergast.
Gerron.	Ray.
Gilbert.	Shipman.
Giles.	Smith.
Graves	Snelgrove.
of Williamson.	Stephens.
Graves of Erath.	Williams
Harper.	of Sabine.
Holder.	Williams
Keeton.	of Travis.
Kemble.	

Present—Not Voting.

Brice.	Mauritz.
Cox of Limestone.	Webb.

Absent.

Anderson.	Minor.
Brooks.	Quinn.
Dunlap.	Renfro.
Gates.	Stevenson.
Hubbard.	Tarwater.
Jones.	Waddell.
Kayton.	Westbrook.
Mehl.	

Absent—Excused.

Cox of Lamar.	McCombs.
Fuchs.	Nicholson.
Hines.	Pavlica.
Justiss.	Williams
Kenyon.	of Hardin.

Mr. Finlay moved to reconsider the vote by which the resolution was postponed indefinitely, and to table the motion to reconsider.

The motion to table prevailed.

HOUSE BILL NO. 279 ON SECOND READING.

Mr. Rountree moved that the regular order of business be suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 279, A bill to be entitled "An Act creating 'The Fair Commission of the State of Texas,' to consist of three persons to be appointed by the Commissioner of Agriculture of the State of Texas, one of whom shall be chairman; defining their qualifications and terms of office; fixing their duties and requiring bond; empowering such commission to authorize any county, district or State fair incorporated under the laws of Texas and that conducts annually bona fide fairs for the encouragement of agriculture and horticulture and ex-

hibitions of live stock and farm products to hold horse races under the supervision and control of the commission, and to solicit and receive contributions and donations of money toward the entry of any horse selected to run first, second or third, or both; providing that such fair association shall pay a tax of two per cent on all moneys thus paid in, which, after payment of expense of administering the act, shall be expended for the use and benefit of the respective counties of Texas in proportion to the farm population, such funds so paid for the benefit of such counties to be used and paid under the direction of the commissioners courts of the respective counties for aiding, assisting and encouraging the farm, live stock, poultry and dairying industries of the State of Texas, including the purchase and maintenance by such counties of purebred bulls and cows, studs and mares, sheep, hogs and poultry for breeding purposes, free of charge for service of same; authorizing said fair associations to retain from such contributions and donations, after paying said two per cent, a reasonable amount, which with said tax shall not exceed ten per cent, such amount to be determined by the commission, the amount so authorized to be retained by said fair association to be used for the purpose of providing equipment and facilities for conducting fairs and races and paying the operating expenses of such fairs and races, and for paying purses and premiums for farm, live stock, poultry and dairy exhibits; providing that no profits or dividends shall be paid out of such fund, and providing that no salaries or expense of any kind shall be payable out of State funds, but only from funds arising by virtue of this act; authorizing the commission to make rules that will protect against wrongful or unlawful conduct on the grounds of any such association; authorizing the issuance of licenses to trainers and riders or drivers of horses, and giving authority to the commission to cancel such licenses; providing that Articles 647, 648, 649 and 651, of the 1925 Revised Penal Code of the State of Texas, denouncing book-making and betting on horse races shall not be repealed, except in so far as those articles may, if at all, be changed by the provisions of this act; denying the right to conduct any race, except under the provisions of this act, and fixing a penalty for any violation of the act; enacting and providing for all matters and things necessary and incidental to the purposes and subject of

this act, whether mentioned in detail in this caption or not; and further providing that if any part of this act is held invalid, such holding shall not affect any other part."

Mr. Wallace moved that House bill No. 279 be referred to the Committee on State Affairs.

Yeas and nays were demanded, and the motion was lost by the following vote:

Yeas—23.

Acker.	Kemble.
Albritton.	Lemens.
Baker.	Mankin.
Cox of Limestone.	Metcalf.
Duvall.	O'Neill.
Ewing.	Shipman.
Forbes.	Stephens.
Gerron.	Thompson.
Giles.	Waddell.
Harper.	Wallace.
Heaton.	Westbrook.
Keeton.	

Nays—98.

Ackerman.	King.
Adkins.	Kinnear.
Avis.	Land.
Baldwin.	Lee.
Barnett.	Long of Houston.
Beck.	Long of Wichita.
Bond.	Loy.
Bounds.	Martin.
Carpenter.	Maynard.
Chastain.	McDonald.
Coltrin.	McGill.
Conway.	McKean.
Cox of Navarro.	Montgomery.
Davis.	Moore.
DeWolfe.	Morse.
Enderby.	Mosely.
Eickenroht.	Murphy.
Finn.	Negley.
Finlay.	Olsen.
Gilbert.	Palmer.
Graves	Patterson.
of Williamson.	Pool.
Graves of Erath.	Pope of Jones.
Hardy.	Pope of Nueces.
Harding.	Prendergast.
Harman.	Purl.
Harrison.	Reader.
Hefley.	Reid.
Hogg.	Renfro.
Holder.	Richardson.
Hopkins.	Rogers.
Hornaday.	Rountree.
Jenkins.	Sanders.
Johnson	Savage.
of Dimmit.	Shaver.
Johnson of Smith.	Shelton.
Johnson of Scurry.	Sherrill.
Keller.	Simmons.
Kincaid.	Sinks.

Smith.	Warwick.
Snelgrove.	Webb.
Speck.	White.
Stevenson.	Wiggs.
Storey.	Williams
Strong.	of Sabine.
Tarwater.	Williams
Thurmond.	of Travis.
Tillotson.	Woodall.
Turner.	Woodruff.
Van Zandt.	Young.
Veatch.	

Present—Not Voting.

Kennedy.	Mauritz.
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Absent.

Anderson.	Jones.
Bateman.	Kayton.
Bradley.	Mehl.
Brice.	Mullally.
Brooks.	Quinn.
Dunlap.	Ray.
Gates.	Walters.
Hubbard.	

Absent—Excused.

Cox of Lamar.	McCombs.
Fuchs.	Nicholson.
Hines.	Pavlica.
Justiss.	Petsch.
Kenyon.	Williams
Minor.	of Hardin.

Question then recurring on the motion by Mr. Rountree, yeas and nays were demanded.

The motion prevailed by the following vote:

Yeas—91.

Acker.	Graves of Erath.
Ackerman.	Harman.
Adkins.	Harper.
Albritton.	Heaton.
Baker.	Hefley.
Barnett.	Holder.
Beck.	Jenkins.
Bond.	Johnson of Smith.
Bounds.	Johnson of Scurry.
Bradley.	Keller.
Carpenter.	Kennedy.
Chastain.	Kincaid.
Coltrin.	King.
Conway.	Kinnear.
Cox of Navarro.	Land.
Davis.	Lee.
Duvall.	Long of Houston.
Enderby.	Mauritz.
Ewing.	McDonald.
Finn.	McKean.
Forbes.	Metcalf.
Gerron.	Montgomery.
Gilbert.	Mosely.
Graves	Olsen.
of Williamson.	O'Neill.

Palmer.	Speck.
Patterson.	Stephens.
Petsch.	Stevenson.
Pool.	Strong.
Pope of Jones.	Tarwater.
Pope of Nueces.	Thurmond.
Prendergast.	Tillotson.
Purl.	Turner.
Reader.	Van Zandt.
Reid.	Veatch.
Renfro.	Waddell.
Richardson.	Warwick.
Rogers.	Webb.
Rountree.	Westbrook.
Savage.	White.
Shaver.	Wiggs.
Shelton.	Williams
Sherrill.	of Sabine.
Shipman.	Williams
Simmons.	of Travis.
Smith.	Woodall.
Snelgrove.	

Nays—35.

Avis.	Lemens.
Baldwin.	Long of Wichita.
Bateman.	Loy.
Cox of Limestone.	Mankin.
DeWolfe.	Martin.
Eickenroht.	McGill.
Finlay.	Moore.
Giles.	Morse.
Hardy.	Murphy.
Harding.	Negley.
Harrison.	Sanders.
Hogg.	Sinks.
Hopkins.	Storey.
Hornaday.	Thompson.
Johnson	Wallace.
of Dimmit.	Walters.
Keeton.	Woodruff.
Kemble.	Young.

Absent.

Anderson.	Kayton.
Brice.	Maynard.
Brooks.	Mehl.
Dunlap.	Mullally.
Gates.	Quinn.
Hubbard.	Ray.
Jones.	

Absent—Excused.

Cox of Lamar.	Minor.
Fuchs.	Nicholson.
Hines.	Pavlica.
Justiss.	Williams
Kenyon.	of Hardin.
McCombs.	

The Speaker then laid House bill No. 279 before the House, and it was read second time.

Mr. Purl moved a call of the House for the purpose of maintaining a quorum pending consideration of House bill No. 279, and the call was duly ordered.

The Speaker then directed the Door-keeper to close the main entrance to the Hall and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall, and stated that no member would be permitted to leave the Hall without written permission from the Speaker.

On motion of Mr. Purl, the Sergeant-at-Arms was instructed to bring in all absent members within the city who are not ill.

Mr. Storey offered the following amendment to the bill:

Amend House bill No. 279, page 4, by striking out all of Section 5 after the word "authority" on line 12, down to and including the word "first" in line 32, and also by striking out all of Section 6, pages 4 and 5.

Mr. Graves of Williamson moved to table the amendment.

Yeas and nays were demanded, and the motion to table was lost by the following vote:

Yeas—59.

Ackerman.	Lee.
Adkins.	Lemens.
Baker.	Loy.
Barnett.	Mauritz.
Beck.	Metcalfe.
Bradley.	O'Neill.
Brice.	Pool.
Chastain.	Pope of Jones.
Coltrin.	Prendergast.
Conway.	Reid.
Cox of Limestone.	Renfro.
Duvall.	Richardson.
Enderby.	Rogers.
Ewing.	Rountree.
Finn.	Shaver.
Forbes.	Shelton.
Gerron.	Shipman.
Gilbert.	Simmons.
Giles.	Smith.
Graves	Snelgrove.
of Williamson.	Speck.
Graves of Erath.	Tillotson.
Harman.	Veatch.
Harper.	Waddell.
Heaton.	Webb.
Holder.	Wiggs.
Johnson	Williams
of Dimmit.	of Sabine.
Keeton.	Williams
Kincaid.	of Travis.
King.	Woodruff.

Nays—70.

Acker.	Baldwin.
Albritton.	Bateman.
Anderson.	Bond.
Avis.	Bounds.

Carpenter.	Morse.
DeWolfe.	Mosely.
Dunlap.	Mullally.
Eickenroht.	Murphy.
Finlay.	Negley.
Hardy.	Olsen.
Harding.	Palmer.
Harrison.	Petsch.
Hefley.	Pope of Nueces.
Hogg.	Purl.
Hopkins.	Reader.
Hornaday.	Sanders.
Jenkins.	Savage.
Johnson of Smith.	Sherrill.
Johnson of Scurry.	Sinks.
Jones.	Stephens.
Keller.	Stevenson.
Kemble.	Storey.
Kennedy.	Strong.
Kinnear.	Tarwater.
Land.	Thompson.
Long of Houston.	Thurmond.
Long of Wichita.	Turner.
Mankin.	Van Zandt.
Martin.	Wallace.
Maynard.	Walters.
McDonald.	Warwick.
McGill.	Westbrook.
McKean.	White.
Mehl.	Woodall.
Montgomery.	Young.
Moore.	

Absent.

Brooks.	Kayton.
Cox of Navarro.	Minor.
Davis.	Patterson.
Gates.	Quinn.
Hubbard.	Ray.

Absent—Excused.

Cox of Lamar.	McCombs.
Fuchs.	Nicholson.
Hines.	Pavlica.
Justiss.	Williams
Kenyon.	of Hardin.

Question then recurring on the amendment, yeas and nays were demanded.

The amendment was adopted by the following vote:

Yeas—91.

Acker.	DeWolfe.
Albritton.	Dunlap.
Anderson.	Duvall.
Avis.	Enderby.
Baldwin.	Eickenroht.
Barnett.	Finn.
Bateman.	Finlay.
Bond.	Graves
Bounds.	of Williamson.
Bradley.	Hardy.
Carpenter.	Harding.
Chastain.	Harman.

Harrison.	Palmer.
Heaton.	Petsch.
Hefley.	Pope of Nueces.
Hogg.	Purl.
Hopkins.	Reader.
Hornaday.	Renfro.
Johnson	Richardson.
of Dimmit.	Sanders.
Johnson of Smith.	Savage.
Johnson of Scurry.	Shaver.
Jones.	Shelton.
Keller.	Sherrill.
Kemble.	Sinks.
Kennedy.	Speck.
Kincaid.	Stephens.
Kinnear.	Stevenson.
Land.	Storey.
Lee.	Strong.
Long of Houston.	Tarwater.
Long of Wichita.	Thompson.
Loy.	Thurmond.
Martin.	Tillotson.
Maynard.	Turner.
McDonald.	Van Zandt.
McGill.	Veatch.
McKean.	Wallace.
Metcalfe.	Walters.
Montgomery.	Warwick.
Moore.	Webb.
Morse.	Westbrook.
Mosely.	White.
Mullally.	Wiggs.
Murphy.	Woodall.
Negley.	Woodruff.
Olsen.	Young.
O'Neill.	

Nays—35.

Adkins.	Mankin.
Baker.	Mauritz.
Beck.	Patterson.
Brice.	Pool.
Coltrin.	Pope of Jones.
Conway.	Prendergast.
Cox of Limestone.	Reid.
Ewing.	Rogers.
Forbes.	Rountree.
Gerron.	Shipman.
Gilbert.	Simmons.
Giles.	Smith.
Graves of Erath.	Snelgrove.
Harper.	Williams
Holder.	of Sabine.
Jenkins.	Williams
Keeton.	of Travis.
Lemens.	

Absent.

Ackerman.	King.
Brooks.	Mehl.
Cox of Navarro.	Minor.
Davis.	Quinn.
Gates.	Ray.
Hubbard.	Waddell.
Kayton.	

Absent—Excused.

Cox of Lamar.	McCombs.
Fuchs.	Nicholson.
Hines.	Pavlica.
Justiss.	Williams
Kenyon.	of Hardin.

Mr. Forbes offered the following amendment to the bill:

Amend House bill No. 279 by striking out the enacting clause.

Signed—Wallace, Forbes, Coltrin, Graves of Erath, Rogers, Simmons, Snelgrove, Holder, Baker, Wiggs, Walters, Prendergast, Harper, Keeton, Kincaid, Kennedy, Duvall, Shipman, Renfro, King, McDonald, O'Neill, Graves of Williamson, Ackerman, Harman, Young.

Question recurring on the amendment, yeas and nays were demanded.

The amendment was adopted by the following vote:

Yeas—74.

Mr. Speaker.	Metcalf.
Ackerman.	Morse.
Adkins.	Mosely.
Baker.	Murphy.
Barnett.	O'Neill.
Beck.	Patterson.
Brice.	Pool.
Chastain.	Pope of Jones.
Coltrin.	Prendergast.
Conway.	Purl.
Cox of Limestone.	Reid.
Davis.	Renfro.
Duvall.	Richardson.
Ewing.	Rogers.
Finn.	Rountree.
Forbes.	Savage.
Gerron.	Shaver.
Gilbert.	Shipman.
Giles.	Simmons.
Graves	Smith.
of Williamson.	Snelgrove.
Graves of Erath.	Speck.
Harman.	Stephens.
Harper.	Tarwater.
Holder.	Tillotson.
Johnson	Van Zandt.
of Dimmit.	Veatch.
Keeton.	Waddell.
Kemble.	Wallace.
Kennedy.	Warwick.
Kincaid.	Webb.
King.	Westbrook.
Kinnear.	Wiggs.
Land.	Williams
Lee.	of Sabine.
Lemens.	Williams
Loy.	of Travis.
Mauritz.	Woodall.
McDonald.	

Nays—55.

Acker.	Martin.
Albritton.	Maynard.
Avis.	McGill.
Baldwin.	McKean.
Bateman.	Mehl.
Bond.	Montgomery.
Bounds.	Moore.
Carpenter.	Mullally.
DeWolfe.	Negley.
Enderby.	Olsen.
Eickenroht.	Palmer.
Finlay.	Petsch.
Hardy.	Pope of Nueces.
Harding.	Reader.
Harrison.	Sanders.
Hefley.	Sherrill.
Hogg.	Sinks.
Hopkins.	Stevenson.
Hornaday.	Storey.
Jenkins.	Strong.
Johnson of Smith.	Thompson.
Johnson of Scurry.	Thurmond.
Jones.	Turner.
Long of Houston.	Walters.
Long of Wichita.	White.
Mankin.	Woodruff.

Present—Not Voting.

Anderson.	Bradley.
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Absent.

Brooks.	Keller.
Cox of Navarro.	Minor.
Dunlap.	Quinn.
Gates.	Ray.
Heaton.	Shelton.
Hubbard.	Young.
Kayton.	

Absent—Excused.

Cox of Lamar.	McCombs.
Fuchs.	Nicholson.
Hines.	Pavlica.
Justiss.	Williams
Kenyon.	of Hardin.

Paired.

Mr. Bradley (present), who would vote "yea," with Mr. Hines (absent), who would vote "nay."

Mr. Holder moved to reconsider the vote by which the amendment was adopted, and to table the motion to reconsider.

The motion to table prevailed.

RECESS.

On motion of Mr. Kemble, the House, at 12 o'clock m., took recess to 2 o'clock p. m. today.

AFTERNOON SESSION.

The House met at 2 o'clock p. m., and was called to order by the Speaker.

MESSAGE FROM THE SENATE.

Senate Chamber.

Austin, Texas, February 18, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed the following:

S. B. No. 210. A bill to be entitled "An Act to amend Article 7332 of Chapter 10, Title 122, of the Revised Civil Statutes of the State of Texas of 1925, relating to fees in delinquent tax suits; and declaring an emergency."

S. B. No. 353. A bill to be entitled "An Act to provide for the organization, incorporation or admission and regulation and taxation of mutual insurance companies; repealing Chapters 5, 6, 9, 12, 14 and 15 of Title 78, of the Revised Civil Statutes of 1925, and all other laws or parts of laws in conflict herewith; providing a penalty for the violation of the provisions thereof; and declaring an emergency."

S. B. No. 366. A bill to be entitled "An Act to provide for the eradication in the State of Texas of the fever-carrying tick (*Margaropus annulatus*), and making it the duty of the inspectors of the Live Stock Sanitary Commission to supervise the dipping of cattle, horses, mules, jacks and jennets for the eradication of said fever-carrying tick (*Margaropus annulatus*) from said live stock and from the premises, lands, territory, counties and parts of counties in the State of Texas, and for the removal of exposure to said fever-carrying tick (*Margaropus annulatus*), and authorizing and requiring said commission to establish necessary quarantines for the purpose of controlling and restricting the movement of said live stock and for the purpose of preventing the spread of said infection and exposure to said fever-carrying tick (*Margaropus annulatus*), and to eradicate the same, and requiring the county commissioners courts to co-operate with said commission in said work, etc.; and declaring an emergency."

Respectfully,

MORRIS C. HANKINS,

Assistant Secretary of the Senate.

SENATE BILL NO. 287 ON SECOND READING.

On motion of Mr. Acker, the regular

order of business was suspended to take up and have placed on its second reading and passage to third reading,

S. B. No. 287, A bill to be entitled "An Act to amend Articles 6205, 6221 and 6227 of Title 109 of the Revised Civil Statutes of 1925, and to amend Article 6214 of Title 109, of the Revised Civil Statutes of 1925, as amended by Chapter 95 of the General Laws of the Fortieth Legislature, and to add Article 6222a; and declaring an emergency."

The Speaker laid the bill before the House, and it was read second time and was passed to third reading.

SENATE BILL NO. 287 ON THIRD READING.

Mr. Acker moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate bill No. 287 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—107.

Mr. Speaker.	Jones.
Acker.	Kayton.
Adkins.	Keeton.
Baker.	Keller.
Baldwin.	Kemble.
Barnett.	Kennedy.
Bateman.	Kincaid.
Bond.	King.
Bradley.	Kinnear.
Brice.	Land.
Carpenter.	Lee.
Chastain.	Lemens.
Conway.	Long of Houston.
DeWolfe.	Mankin.
Dunlap.	Martin.
Enderby.	Maynard.
Ewing.	McKean.
Eickenroht.	Mehl.
Finn.	Metcalfe.
Finlay.	Montgomery.
Forbes.	Moore.
Gerron.	Morse.
Gilbert.	Mosely.
Giles.	Mullally.
Graves of Erath.	Negley.
Hardy.	Olsen.
Harman.	O'Neill.
Harper.	Palmer.
Harrison.	Patterson.
Heaton.	Petsch.
Hogg.	Pool.
Holder.	Pope of Jones.
Hopkins.	Pope of Nueces.
Jenkins.	Prendergast.
Johnson.	Purl.
of Dimmit.	Ray.
Johnson of Smith.	Reader.

Renfro.	Tillotson.
Richardson.	Turner.
Rogers.	Van Zandt.
Sanders.	Veatch.
Savage.	Waddell.
Shaver.	Walters.
Shelton.	Warwick.
Sherrill.	Webb.
Shipman.	Westbrook.
Simmons.	White.
Sinks.	Wiggs.
Smith.	Williams
Snelgrove.	of Sabine.
Speck.	Williams
Stephens.	of Travis.
Tarwater.	Woodruff.
Thompson.	Young.
Thurmond.	

Present—Not Voting.

Cox of Limestone.

Absent.

Ackerman.	Hubbard.
Albritton.	Johnson of Scurry.
Anderson.	Long of Wichita.
Avis.	Loy.
Beck.	Mauritz.
Bounds.	McDonald.
Brooks.	McGill.
Coltrin.	Quinn.
Cox of Navarro.	Reid.
Davis.	Rountree.
Duvall.	Stevenson.
Gates.	Storey.
Harding.	Strong.
Hefley.	Woodall.

Absent—Excused.

Cox of Lamar.	McCombs.
Fuchs.	Minor.
Graves	Murphy.
of Williamson.	Nicholson.
Hines.	Pavlica.
Hornaday.	Wallace.
Justiss.	Williams
Kenyon.	of Hardin.

The Speaker then laid Senate bill No. 287 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—109.

Mr. Speaker.	Brice.
Acker.	Carpenter.
Adkins.	Chastain.
Baker.	Conway.
Baldwin.	Cox of Limestone.
Barnett.	DeWolfe.
Bateman.	Dunlap.
Bond.	Enderby.
Bounds.	Ewing.
Bradley.	Eickenroht.

Finn.	Patterson.
Finlay.	Petsch.
Forbes.	Pool.
Gerron.	Pope of Jones.
Gilbert.	Pope of Nueces.
Giles.	Prendergast.
Graves of Erath.	Purl.
Hardy.	Ray.
Harman.	Reader.
Harper.	Renfro.
Harrison.	Richardson.
Heaton.	Rogers.
Hogg.	Sanders.
Holder.	Savage.
Hopkins.	Shaver.
Jenkins.	Shelton.
Johnson	Sherrill.
of Dimmit.	Shipman.
Johnson of Smith.	Simmons.
Jones.	Sinks.
Kayton.	Smith.
Keeton.	Snelgrove.
Keller.	Speck.
Kemble.	Stephens.
Kennedy.	Stevenson.
Kincaid.	Tarwater.
King.	Thompson.
Kinnear.	Thurmond.
Land.	Tillotson.
Lee.	Turner.
Lemens.	Van Zandt.
Long of Houston.	Veatch.
Mankin.	Waddell.
Martin.	Walters.
Maynard.	Warwick.
McKean.	Webb.
Mehl.	Westbrook.
Metcalf.	White.
Montgomery.	Wiggs.
Morse.	Williams
Mosely.	of Sabine.
Mullally.	Williams
Negley.	of Travis.
Olsen.	Woodruff.
O'Neill.	Young.
Palmer.	

Absent.

Ackerman.	Johnson of Scurry.
Albritton.	Long of Wichita.
Anderson.	Loy.
Avis.	Mauritz.
Beck.	McDonald.
Brooks.	McGill.
Coltrin.	Minor.
Cox of Navarro.	Moore.
Davis.	Quinn.
Duvall.	Reid.
Gates.	Rountree.
Harding.	Storey.
Hefley.	Strong.
Hubbard.	Woodall.

Absent—Excused.

Cox of Lamar.	Graves
Fuchs.	of Williamson.

Hines.
Hornaday.
Justiss.
Kenyon.
McCombs.
Murphy.

Nicholson.
Pavlica.
Wallace.
Williams
of Hardin.

MESSAGE FROM THE GOVERNOR.

Mr. Pat Dougherty, secretary to the Governor, appeared at the bar of the House and, being announced, presented the following message from the Governor, which was read to the House, as follows:

Austin, Texas, February 18, 1929.

To the Members of the Forty-first Legislature:

The fact that pending bills on prison reform will be considered during the week prompts me to send you this message upon that subject. I am anxious that every member shall have opportunity for the consideration of his bills by the Legislature and that none shall be crowded from the calendar because of time taken in the consideration of general legislation, which can wait until a special session. However, the matter of prison reform comes before you, both upon measures of reform advocated by me and upon bills introduced by members. It is my understanding that the question is reached in the House on the suspension calendar.

Prison reform is of pressing importance to the State and, I believe, its need is evident and conceded by practically all, if not all. The divergence of opinion arises over how prison reform is to be accomplished.

The defects of our present system affect the State from an economic standpoint in the dollars and cents that the operation of the present system costs; and it also affects the economic interests of the State in the results of that system upon the physical and moral welfare of the prisoner whom we seek to reform. And, it is well to bear in mind that reform of the prisoner is not attempted primarily for his benefit, but primarily for the protection of society and that he may not be a menace to society. Many of you realize that the present system encourages some intolerable conditions which apparently cannot be corrected so long as we cling to this system. These conditions cannot be described in a message to the Legislature without offending against the immutable rule that such documents shall be dignified. The revolting details of some of the degeneracy which our present system encourages and seemingly makes

impossible of correction have no place in a message from the Executive to a legislative body. Society's obligation to itself requires a reorganization of the system upon a basis that will relieve society of the responsibility of supporting a system that has allowed these things.

I believe that I can say in truth and with safety that our present system from the economic standpoint of the State and the moral and physical welfare of the prisoner is a quarter of a century behind the times.

Doubtless many of you have never seen the present prison system and have never been upon any of its properties. It is a disjointed concern, with one farm on the Red River near Texarkana, other farms in Walker, Houston and Madison counties near Huntsville, a penitentiary in the town of Huntsville, three farms near Sugarland in Fort Bend county, and other farms in Brazoria county, down toward the Gulf coast. One may correctly say that our penitentiary properties are scattered from the northeast corner of the State to the Clemens farm on the Gulf of Mexico. This scattered, dismembered and disjointed state of the properties necessarily requires considerable duplication in the matter of bookkeeping arrangements, supervision, commissaries and in transportation of prisoners, supplies, produce, equipment and materials between the general penitentiary at Huntsville and the several farms and involves the expenditure of considerable money by reason of this duplication. When a prisoner is received at Huntsville and classified, and it is determined that he should be used on a farm, instead of being in the position of saying "take him across the road to the farm," it might be suggested that it is a matter of saying "take him across the State to the farm."

The scattered condition of this property makes it impossible for the State to furnish the proper medical and surgical treatment to the sick and injured. Simple health regulations intended to protect the well and sound in body from those who are diseased are difficult, if not impossible, of enforcement. The preservation of the public health is one of the compelling obligations of government and certainly, if not for humanitarian reasons, then for the protection of society, we should realize the tremendous importance of proper health regulations.

It is the theory of penal punishment that three things will be accomplished:

(1) The offender of society's laws will be punished; (2) his punishment will act as an example to deter others from committing like offenses; and (3) the reformation of the wrongdoer will be accomplished. There can be no doubt that we have been punishing the offender and that we have been setting an example, in some instances a horrible example. However, the larger thing, namely, the reformation of the prisoner, it seems to me, has been largely neglected and, instead of reforming criminals, our system has been one that has manufactured some and turned them out as vicious enemies of society's health and society's laws. When mention is made of the reformation of criminals, someone is liable to refer to such mention as maudlin sentiment. It is the philosophy of the law that society shall attempt the reformation of the prisoner in part as a matter of self-defense to the end that he may no longer be a menace to the life or property of his fellow-men, and then our laws were written by humane people and there is in it the desire to help the criminal for his own good. If any say that it is maudlin sentiment to speak of this reform of the prisoner, I daresay that I have sent more men to the penitentiary for violating the laws of this State than any man who holds a seat in either house of this Legislature. I believe in punishing the wrongdoer, but I also believe in making him a friend of society rather than an enemy of society when the period of his punishment has ended. There is a humane element in it, and I would not overlook it. But, primarily I am viewing the matter from the economic standpoint of the State, the welfare of its finances and its people.

Statements made to me convince me that members of the Legislature are almost unanimous in the opinion that there should be a centralization of the prison and a modern prison constructed. If I have correctly analyzed the situation, the thought of your members is divided, as follows:

(1) There are those who believe that this Legislature should determine upon a site for the construction of a concentrated prison system and provide by statute that it be built at a named place or upon a specified piece of ground.

(2) Others believe that the system should be concentrated, but are not the advocates of any particular site for its concentration and believe that the site should be selected after the accumulation of information and facts necessary to an intelligent choice of location.

Bills embodying both policies are before you. As between these views, I am in support of the last view expressed. I have no particular site as a prison centralization point to advocate. I do not intend to become the advocate of any site for the concentration of the prison system until we have the benefit of information to be obtained through a survey by experts. Detailed information on the local economics of the suggested location is essential before any site can be safely selected and due precaution taken for the financial interests of the State. To determine upon a place for concentration in advance of such survey is, in my judgment, a policy which may result in a tremendous economic loss to the State. To pick a spot at this time and settle it by statute can at best be little more than a guess. The guess may prove to be a successful location for a prison system, and it may prove to be a rather expensive experiment for the taxpayers of the State. A State government is about the only organization that would think of spending a million dollars without first having investigated every detail, every possibility and every angle of the proposed expenditure. To advocate the selection of a site at this time, without the benefit of such survey, is to advocate the expenditure of probable several million dollars without having had the advantage of information which is necessary before we can attempt to forecast the ultimate success or failure of the enterprise. Any business organization with a million dollars to spend has a staff of experts to consider every angle of every suggested expenditure of large sums. If it does not maintain such experts as regular employees, it secures their assistance before making any considerable investment. The railroad company does not extend its lines until by the survey of its engineers and other experts it knows, or believes it knows, the public interest to be served and the revenues it may expect from such extension over a period of years. No one undertakes to build a factory until he knows something of the demand of its products, something of the cost of the raw material in the prospective location of the factory, and something of the cost of the available labor, and what may be expected as the outcome of such factory. The State ought to approach its business problems in the same manner. If that kind of information is good business for private enterprises, it is equally as good business for a State enterprise.

One advocating that the Legislature

determine upon a site for the concentration of the system at this time is, in effect, asking some members of the Legislature to cast a vote for a specified location, who have never seen the location, and none can have more than a superficial knowledge of the advantages and disadvantages of the suggested location. The State of Texas has experts on its pay roll who are eminently qualified to make the necessary surveys. We have on the public pay roll experts in agriculture, experts in animal husbandry, experts in textiles and other industries, experts in public health, experts in mechanical engineering, experts in civil engineering, experts in architecture, experts in transportation, and experts in economics. The knowledge and advice of men in all of these fields is not only proper, but necessary, before investing a large sum of public money in the construction of a prison system. These experts are employed and paid for by the State of Texas at the Agricultural and Mechanical College, the University of Texas, and the Texas Technological College. We should avail of their services and through them obtain the information and the advice which will remove the construction of a concentrated prison system from the field of speculation and place it upon the plane of sound business policy. At least by the use of this talent we can take the best possible insurance for the ultimate success of the system.

I doubt the wisdom of supporting any location until the kind of information that such men can obtain is available and until advice of that type is had.

It is impracticable to expect one hundred and eighty men to determine this question when none have been able to give more than superficial consideration to it. We have tried the system of letting the Legislature determine the policy of prison operation, and it has proved a failure. It is impracticable to let the Governor determine this policy. That, too, has been tried in the past—and proved a failure. The taxpayers' money has paid for the failure in both instances.

I would be willing to give the Prison Board authority to call upon the named experts for their aid and entrust the matter of selecting a location for concentration entirely to that board, but I know that some are opposed to giving that power to the board. I have no desire to insist on giving such authority to the board, and I believe that the difference of views in this regard can be

taken care of by the plan hereinafter outlined.

I believe that the Legislature should make provision for some board to call upon the faculty and employees of the State institutions named for aid in the surveys and in the formulation of the policy and program for the reorganization and concentration of the Texas prison system. Personally, I believe that this duty should be placed upon the Prison Board, but I have no objection if you prefer some other existing board; and whichever is selected I believe that other public officials may be added to it. It should be provided that when the plan and policy of reorganization and concentration have been formulated by the board which you will select, the board should submit such plan and policy to the Governor for his approval, and that it should be handed to the public press and that a copy of such report of plan and policy should be sent to each member of the Texas Legislature. I believe that you should be given the power and right, if even a minority of your members are opposed to the plan as determined upon, to have a special session of the Legislature to express your opposition and present your request for any changes, alterations or modifications of such plan, and this can be accomplished by providing in the bill that the Governor shall call a special session to consider prison matters upon the request of a stated per cent of the members of the Legislature. When the prison system is concentrated, wherever it may be concentrated, it will in all probability be necessary to acquire other property. I believe that the bill should set up the machinery necessary for the acquisition of any additional property which may be necessary. It is also likely that on concentration of the system some of the property owned at this time will not be needed longer, and I believe that this property should be realized upon and its proceeds employed in the process of the concentration plans. I believe the bill should set up the machinery for the disposition of such unneeded property. If any land is to be sold, I believe that a restriction should be made requiring that it be sold to farmers for actual occupancy. The bill should provide that each member of the Legislature shall have a report every six months, at least, of what has been done and how the plans and policies of reorganization and concentration were being carried out.

Until something of this kind is done the prison problem will remain unsolved.

To attempt its solution without a survey of the local economics of the particular place for concentration may prove a success and it may prove a miserable blunder. Why hazard millions of dollars of public money? Is it not far better, and does it not give greater promise of success and have less appearance of hazard, to act upon necessary information which can be acquired for us by experts in every phase of the economic questions which will be involved in the reorganization and concentration of the prison system?

I invite your careful consideration of the ideas here expressed and I urge your earnest consideration of the wisdom of knowing what we are doing before we provide for the expenditure of the large sum of money which will be necessary in the reorganization and centralization.

This question is of tremendous importance and far-reaching effect, and it merits our best thought, individually and collectively.

Respectfully submitted,

DAN MOODY.

HOUSE BILL NO. 567 ON SECOND READING.

On motion of Mr. Young, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 567, A bill to be entitled "An Act providing for the centralization of the Texas prison system; increasing the duties, powers and functions of the Texas Prison Board."

The Speaker laid the bill before the House, and it was read second time.

On motion of Mr. Young, by unanimous consent, further consideration of the bill was postponed, and the bill was set as a special order to be considered as soon as the House disposed of House joint resolution No. 8, which is now a special order.

HOUSE BILL NO. 398 ON SECOND READING.

On motion of Mr. Bradley, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 398, A bill to be entitled "An Act to amend Section 6 of Article 8306, Title 130, Revised Statutes of Texas, 1925, dealing with damages and compensation for personal injury under the Workmen's Compensation Law, by adding to said section a provision that compensation authorized to be paid an

injured employe shall not be discontinued until the Industrial Accident Board shall have ordered the discontinuance of same or unless by written authority of party."

The Speaker laid the bill before the House and it was read second time.

Mr. Bradley offered the following (committee) amendment to the bill:

Amend House bill No. 398 by adding Section 1 thereof immediately after the words "receiving said compensation," at the close of said section, the following: "provided, however, that after an award or decree has been entered by the Commission, a member thereof, or by any Deputy-Commission, and an appeal has been taken from the final award or decree of the Commission, compensation may then be suspended pending the final disposition of the claim."

On motion of Mr. Kemble, the (committee) amendment was tabled.

(Mr. Keller in the chair.)

Mr. Petsch offered the following amendment to the bill:

Amend House bill No. 398 by adding to the end of Section 6, page 1, the following: "Provided, that upon application by the insurer to the board to discontinue the payment of compensation, the board shall hear and act on the same within thirty days after such application is filed and the action of the board shall be considered a final award, and any interested party may appeal to the court as in this act provided for."

The amendment was adopted.

(Speaker in the chair.)

Question recurring on the engrossment of the bill, yeas and nays were demanded.

House bill No. 398 then failed to pass to engrossment by the following vote:

Yeas—32.

Ackerman.	King.
Barnett.	Kinnear.
Bounds.	Land.
Bradley.	McDonald.
Conway.	McGill.
Davis.	Mehl.
DeWolfe.	Metcalfe.
Forbes.	Morse.
Gilbert.	Mullally.
Graves	Murphy.
of Williamson.	Petsch.
Hornaday.	Pope of Nueces.
Jenkins.	Shaver.
Johnson	Shelton.
of Dimmit.	Tillotson.
Johnson of Scurry.	Walters.
Kemble.	Young.

Nays—71.

Adkins.	Negley.
Albritton.	O'Neill.
Avis.	Palmer.
Baker.	Patterson.
Baldwin.	Pool.
Beck.	Pope of Jones.
Bond.	Prendergast.
Carpenter.	Purl.
Chastain.	Ray.
Enderby.	Renfro.
Ewing.	Sanders.
Finn.	Savage.
Finlay.	Sherrill.
Giles.	Shipman.
Hardy.	Simmons.
Harman.	Snelgrove.
Harper.	Speck.
Harrison.	Stevenson.
Heaton.	Storey.
Hefley.	Strong.
Hogg.	Tarwater.
Johnson of Smith.	Thompson.
Jones.	Thurmond.
Kayton.	Turner.
Keeton.	Van Zandt.
Kennedy.	Veatch.
Kincaid.	Waddell.
Lee.	Warwick.
Lemens.	Webb.
Long of Houston.	White.
Long of Wichita.	Wiggs.
Mankin.	Williams
Martin.	of Sabine.
Maynard.	Williams
McKean.	of Travis.
Moore.	Woodruff.
Mosely.	

Present—Not Voting.

Bateman.	Rogers.
Brice.	Stephens.
Mauritz.	

Absent.

Acker.	Keller.
Anderson.	Loy.
Brooks.	Minor.
Coltrin.	Montgomery.
Cox of Navarro.	Olsen.
Cox of Limestone.	Quinn.
Dunlap.	Reader.
Duvall.	Reid.
Eickenroht.	Richardson.
Gates.	Rountree.
Graves of Erath.	Sinks.
Harding.	Smith.
Holder.	Westbrook.
Hopkins.	Woodall.
Hubbard.	

Absent—Excused.

Cox of Lamar.	Hines.
Fuchs.	Justiss.
Gerron.	Kenyon.

McCombs.
Nicholson.
Pavlica.

Wallace.
Williams
of Hardin.

Mr. Hardy moved to reconsider the vote by which the bill failed to pass to engrossment and to table the motion to reconsider.

The motion to table prevailed.

HOUSE BILL NO. 461 ON SECOND READING.

On motion of Mr. Hogg, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 461, A bill to be entitled "An Act to prohibit the building, construction, extension, operation or maintenance of any pipe line leading into the waters of the Gulf of Mexico, which pipe line is used or designed to be used for transporting, handling, loading, unloading or discharging oil, gas or any derivative of oil or gas, or any other product or commodity susceptible of being transported into tanks, ships, vessels, barges or any water craft or any agency for loading water craft, and providing a penalty and imposing upon the Attorney General of Texas the duty of bringing timely suit to prevent and restrain the violation of this law, and fixing the jurisdiction and venue of such actions, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time.

Mr. Long of Wichita offered the following amendment to the bill:

Amend House bill No. 461, Section 1, line 37, by striking out the period and inserting the following: "and, provided further, that no provision of this act shall in nowise interfere with interstate commerce."

Mr. Morse raised a point of order on further consideration of the amendment on the ground that the amendment is not germane.

The Speaker sustained the point of order.

Mr. Long of Wichita offered the following amendment to the bill:

Amend House bill No. 461 by adding to Section 1 the following article, to be known as (A):

"That in cases of emergency when existing facilities are for any reason not available for the transportation of crude oil or any of the derivations thereof, any pipe line company or purchaser of crude oil in the open market

in the State of Texas shall have the right upon approval of the Railroad Commission of Texas after notice and hearing to erect, maintain and operate the facilities, the construction of which is prohibited in Section 1 of this act."

On motion of Mr. Hogg, the amendment was tabled.

Mr. Long of Wichita offered the following amendment to the bill:

Amend House bill No. 461, Section 3, by striking out the words "Travis county," in line 15, and all of lines 16 and 17, and inserting in lieu thereof the following: "The county of the State of Texas whose county seat is nearest the point at which the facilities for carrying out the undertakings prohibited in Section 1 of this act are located."

Mr. Pope of Nueces moved to table the amendment.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—84.

Acker.	Mauritz.
Ackerman.	Maynard.
Avis.	McDonald.
Baker.	McGill.
Beck.	McKean.
Bradley.	Montgomery.
Brice.	Moore.
Carpenter.	Morse.
Chastain.	Mullally.
Conway.	Negley.
Cox of Navarro.	O'Neill.
Cox of Limestone.	Palmer.
Davis.	Patterson.
Enderby.	Petsch.
Ewing.	Pool.
Forbes.	Pope of Jones.
Gilbert.	Pope of Nueces.
Giles.	Purl.
Graves	Reader.
of Williamson.	Renfro.
Graves of Erath.	Richardson.
Harding.	Rogers.
Harman.	Rountree.
Harper.	Sanders.
Heaton.	Savage.
Hogg.	Shaver.
Hopkins.	Shelton.
Hornaday.	Sherrill.
Hubbard.	Shipman.
Johnson	Simmons.
of Dimmit.	Sinks.
Johnson of Smith.	Smith.
Johnson of Scurry.	Snelgrove.
Keller.	Speck.
Kemble.	Stevenson.
Kinnear.	Storey.
Long of Houston.	Strong.
Mankin.	Tarwater.

Thompson.
Thurmond.
Tillotson.
Van Zandt.
Wallace.
Walters.
Warwick.

Webb.
Westbrook.
Williams
of Sabine.
Woodall.
Young.

Nays—15.

Albritton.
Bounds.
DeWolfe.
Finlay.
Jenkins.
Kennedy.
King.

Lee.
Long of Wichita.
Mosely.
Olsen.
Prendergast.
Stephens.
Turner.

Present—Not Voting.

Adkins.
Bateman.
Harrison.
Jones.

Lemens.
Ray.
Wiggs.

Absent.

Anderson.
Baldwin.
Barnett.
Bond.
Brooks.
Coltrin.
Dunlap.
Duvall.
Eickenroht.
Finn.
Gates.
Gerron.
Hardy.
Hefley.
Holder.
Kayton.
Keeton.

Kincaid.
Land.
Loy.
Martin.
Mehl.
Metcalf.
Minor.
Murphy.
Quinn.
Reid.
Veatch.
Waddell.
White.
Williams
of Travis.
Woodruff.

Absent—Excused.

Cox of Lamar.
Fuchs.
Hines.
Justiss.
Kenyon.

McCombs.
Nicholson.
Pavlica.
Williams
of Hardin.

House bill No. 461 was then passed to engrossment.

HOUSE BILL NO. 461 ON THIRD READING.

Mr. Hogg moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 461 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—97.

Acker.
Ackerman.

Adkins.
Albritton.

Avis.	Moore.
Baker.	Morse.
Bateman.	Mosely.
Beck.	Mullally.
Bradley.	Negley.
Carpenter.	Olsen.
Chastain.	O'Neill.
Conway.	Palmer.
Cox of Limestone.	Patterson.
Davis.	Petsch.
DeWolfe.	Pool.
Dunlap.	Pope of Jones.
Enderby.	Pope of Nueces.
Ewing.	Purl.
Finn.	Reader.
Forbes.	Richardson.
Gilbert.	Rountree.
Giles.	Sanders.
Graves	Savage.
of Williamson.	Shaver.
Graves of Erath.	Shelton.
Harman.	Sherrill.
Harper.	Shipman.
Heaton.	Simmons.
Hefley.	Sinks.
Hogg.	Smith.
Hopkins.	Snelgrove.
Hornaday.	Speck.
Hubbard.	Stevenson.
Johnson	Storey.
of Dimmit.	Strong.
Johnson of Smith.	Tarwater.
Johnson of Scurry.	Thompson.
Jones.	Thurmond.
Keller.	Tillotson.
Kemble.	Turner.
Kinnear.	Van Zandt.
Land.	Veatch.
Lemens.	Wallace.
Long of Houston.	Warwick.
Mankin.	Webb.
Mauritz.	Westbrook.
Maynard.	White.
McDonald.	Williams
McGill.	of Sabine.
McKean.	Woodall.
Mehl.	Young.
Montgomery.	

Nays—11.

Bounds.	King.
Brice.	Lee.
Finlay.	Renfro.
Jenkins.	Stephens.
Kennedy.	Walters.
Kincaid.	

Present—Not Voting.

Ray.	Wiggs.
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Absent.

Anderson.	Cox of Navarro.
Baldwin.	Duvall.
Barnett.	Eickenroht.
Brooks.	Gates.
Coltrin.	Hardy.

Harding.	Murphy.
Harrison.	Prendergast.
Holder.	Quinn.
Kayton.	Reid.
Keeton.	Rogers.
Long of Wichita.	Waddell.
Loy.	Williams
Martin.	of Travis.
Metcalf.	Woodruff.

Absent—Excused.

Bond.	McCombs.
Cox of Lamar.	Minor.
Fuchs.	Nicholson.
Gerron.	Pavlica.
Hines.	Williams
Justiss.	of Hardin.
Kenyon.	

The Speaker then laid House bill No. 461 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—96.

Ackerman.	Kennedy.
Adkins.	Kinnear.
Albritton.	Land.
Avis.	Lemens.
Baker.	Long of Houston.
Beck.	Mankin.
Bradley.	Martin.
Carpenter.	Mauritz.
Chastain.	McDonald.
Conway.	McGill.
Cox of Limestone.	McKean.
Davis.	Mehl.
DeWolfe.	Montgomery.
Dunlap.	Moore.
Enderby.	Morse.
Ewing.	Mullally.
Finn.	Negley.
Forbes.	Olsen.
Gilbert.	O'Neill.
Giles.	Palmer.
Graves	Patterson.
of Williamson.	Petsch.
Graves of Erath.	Pool.
Hardy.	Pope of Jones.
Harman.	Pope of Nueces.
Harper.	Prendergast.
Harrison.	Purl.
Heaton.	Reader.
Hefley.	Richardson.
Hogg.	Rountree.
Hopkins.	Sanders.
Hubbard.	Savage.
Johnson	Shaver.
of Dimmit.	Shelton.
Johnson of Smith.	Sherrill.
Johnson of Scurry.	Shipman.
Jones.	Simmons.
Keller.	Sinks.
Kemble.	Smith.

Snelgrove.	Walters.
Speck.	Warwick.
Storey.	Webb.
Strong.	Westbrook.
Tarwater.	White.
Thompson.	Williams
Tillotson.	of Sabine.
Turner.	Williams
Van Zandt.	of Travis.
Veatch.	Woodall.
Wallace.	Young.

Nays—10.

Bounds.	King.
Brice.	Lee.
Finlay.	Mosely.
Jenkins.	Stephens.
Kincaid.	Stevenson.

Present—Not Voting.

Bateman.	Wiggs.
Ray.	

Absent.

Acker.	Keeton.
Anderson.	Long of Wichita.
Baldwin.	Loy.
Barnett.	Maynard.
Brooks.	Metcalf.
Coltrin.	Quinn.
Cox of Navarro.	Reid.
Duvall.	Renfro.
Eickenroht.	Rogers.
Gates.	Thurmond.
Harding.	Waddell.
Holder.	Woodruff.
Kayton.	

Absent—Excused.

Bond.	McCombs.
Cox of Lamar.	Minor.
Fuchs.	Murphy.
Gerron.	Nicholson.
Hines.	Pavlica.
Hornaday.	Williams
Justiss.	of Hardin.
Kenyon.	

Mr. Patterson moved to reconsider the vote by which the bill was passed and to table the motion to reconsider.

The motion to table prevailed.

CONFERENCE COMMITTEE REPORT ON SENATE BILL NO. 150.

The Speaker laid before the House, for consideration at this time, the following conference committee report on Senate bill No. 150:

Committee Room,

Austin, Texas, February 12, 1929.
Hon. Barry Miller, President of the Senate, and Hon. W. S. Barron, Speaker of the House of Representatives.

Sirs: We, your conference committee appointed to consider the difference between the two houses on

S. B. No. 150, A bill to be entitled "An Act to confirm and validate all patents and awards issued on lands lying across or partly across or abutting on water courses or navigable streams or the beds or abandoned beds thereof, or parts thereof, and to relinquish, quitclaim and grant to patentees and awardees and their assignees all of such lands, and minerals therein contained, across or abutting on water courses or navigable streams and also the beds or abandoned beds thereof, etc., and declaring an emergency,"

Have had a full and free conference, have agreed to recommend and do recommend as follows:

That the Senate concur in the amendments as offered by the House.

All of which is respectfully submitted.

SMALL,
WOODWARD,
PARRISH,
THOMASON,
PATTON,

On the Part of the Senate.

WOODALL,
STOREY,
YOUNG,
CHASTAIN,
MURPHY,

On the Part of the House.

On motion of Mr. Storey, the report was adopted by the following vote:

Yeas—100.

Ackerman.	Hefley.
Adkins.	Hogg.
Albritton.	Holder.
Avis.	Hopkins.
Baker.	Jenkins.
Bateman.	Johnson
Brice.	of Dimmit.
Carpenter.	Johnson of Smith.
Chastain.	Johnson of Scurry.
Conway.	Jones.
Cox of Limestone.	Keller.
DeWolfe.	Kemble.
Enderby.	Kennedy.
Ewing.	Kincaid.
Finn.	King.
Finlay.	Kinnear.
Forbes.	Lee.
Gilbert.	Lemens.
Graves	Long of Houston.
of Williamson.	Long of Wichita.
Graves of Erath.	Mankin.
Harman.	Mauritz.
Harper.	Maynard.
Harrison.	McDonald.
Heaton.	McGill.

McKean.	Simmons.
Mehl.	Sinks.
Moore.	Smith.
Morse.	Snelgrove.
Mosely.	Speck.
Mullally.	Stephens.
Negley.	Stevenson.
Olsen.	Storey.
O'Neill.	Strong.
Palmer.	Tarwater.
Pool.	Thompson.
Pope of Jones.	Thurmond.
Pope of Nueces.	Tillotson.
Prendergast.	Turner.
Purl.	Van Zandt.
Ray.	Veatch.
Reader.	Waddell.
Renfro.	Wallace.
Richardson.	Walters.
Rogers.	Warwick.
Rountree.	Webb.
Sanders.	White.
Savage.	Williams
Shaver.	of Sabine.
Shelton.	Woodall.
Sherrill.	Young.
Shipman.	

Nays—6.

Bounds.	Westbrook.
Davis.	Wiggs.
Giles.	Woodruff.

Absent.

Acker.	Hornaday.
Anderson.	Hubbard.
Baldwin.	Kayton.
Barnett.	Keeton.
Beck.	Land.
Bradley.	Loy.
Brooks.	Martin.
Coltrin.	Metcalf.
Cox of Navarro.	Montgomery.
Dunlap.	Patterson.
Duvall.	Quinn.
Eickenroht.	Reid.
Gates.	Williams
Hardy.	of Travis.
Harding.	

Absent—Excused.

Bond.	Minor.
Cox of Lamar.	Murphy.
Fuchs.	Nicholson.
Gerron.	Pavlica.
Hines.	Petsch.
Justiss.	Williams
Kenyon.	of Hardin.
McCombs.	

HOUSE BILL NO. 150 ON SECOND READING.

On motion of Mr. Kemble, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 150, A bill to be entitled "An Act providing for and fixing the salary of the Banking Commissioner of Texas at \$10,000 per annum and the salary of the Deputy Banking Commissioner at \$7,500 per annum."

The Speaker laid the bill before the House and it was read second time.

Mr. Stevenson offered the following amendment to the bill:

Amend the bill by striking out the enacting clause.

Question recurring on the amendment, yeas and nays were demanded.

The amendment was adopted by the following vote:

Yeas—84.

Ackerman.	McDonald.
Adkins.	McGill.
Albritton.	Moore.
Avis.	Negley.
Baker.	Olsen.
Barnett.	O'Neill.
Bateman.	Palmer.
Bounds.	Pool.
Bradley.	Pope of Jones.
Brice.	Pope of Nueces.
Chastain.	Prendergast.
Coltrin.	Purl.
Conway.	Reid.
Davis.	Renfro.
DeWolfe.	Rogers.
Enderby.	Rountree.
Eickenroht.	Sanders.
Finlay.	Savage.
Gerron.	Sherrill.
Gilbert.	Shipman.
Giles.	Simmons.
Graves of Erath.	Snelgrove.
Hardy.	Speck.
Harman.	Stephens.
Harper.	Stevenson.
Heaton.	Storey.
Holder.	Strong.
Hornaday.	Tarwater.
Hubbard.	Thurmond.
Jenkins.	Turner.
Johnson of Smith.	Van Zandt.
Johnson of Scurry.	Veatch.
Jones.	Waddell.
Keeton.	Wallace.
Kennedy.	Walters.
Kincaid.	Webb.
King.	White.
Kinnear.	Wiggs.
Land.	Williams
Lee.	of Sabine.
Loy.	Woodall.
Mankin.	Woodruff.
Martin.	Young.

Nays—33.

Beck.	Ewing.
Duvall.	Finn.

Forbes.	Mehl.
Graves	Montgomery.
of Williamson.	Morse.
Harrison.	Mullally.
Hefley.	Patterson.
Hogg.	Ray.
Johnson	Reader.
of Dimmit.	Shaver.
Kayton.	Shelton.
Kemble.	Sinks.
Lemens.	Smith.
Long of Houston.	Thompson.
Long of Wichita.	Tillotson.
Mauritz.	Warwick.
Maynard.	Westbrook.
McKean.	

Present—Not Voting.

Cox of Limestone.

Absent.

Acker.	Hopkins.
Anderson.	Keller.
Baldwin.	Metcalf.
Bond.	Minor.
Brooks.	Mosely.
Carpenter.	Petsch.
Cox of Navarro.	Quinn.
Dunlap.	Richardson.
Gates.	Williams
Harding.	of Travis.

Absent—Excused.

Cox of Lamar.	Murphy.
Fuchs.	Nicholson.
Hines.	Pavlica.
Justiss.	Williams
Kenyon.	of Hardin.
McCombs.	

Mr. Stevenson moved to reconsider the vote by which the amendment was adopted and to table the motion to reconsider.

The motion to table prevailed.

SENATE BILL NO. 159 ON SECOND READING.

On motion of Mr. Jenkins, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading.

S. B. No. 159, A bill to be entitled "An Act providing that all conservation and reclamation districts organized under the provisions of Chapter 8, Title 128, Revised Civil Statutes of Texas, and Chapter 2, Title 128, Revised Civil Statutes of Texas, under the name of water improvement districts, and in the organization of which petitions were signed by more than fifty persons and such petitions were filed in the month of September, 1926; and on which peti-

tions hearings were held by the county commissioners court in the month of October, 1926, and in pursuance of which said courts entered their orders or judgments finding in favor of the petitioners for the establishment of such districts, and elections were held for the purpose of voting upon the organization of such districts, and the issuance of notes by such districts, such elections being held in the month of November, 1926, and at which elections the organizations of the districts and the issuance of notes received a two-thirds majority of the votes cast, and in which elections directors were elected for such districts, all such proceedings and the organization of such districts and the orders of the county commissioners courts organizing such districts, and the authorization for the issuance of notes of such districts are hereby ratified, validated, approved and confirmed," etc.

The Speaker laid the bill before the House and it was read second time.

(Pending consideration of the bill, Mr. McGill occupied the chair temporarily.)

Senate bill No. 159 was then passed to third reading.

SENATE BILL NO. 159 ON THIRD READING.

Mr. Jenkins moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate bill No. 159 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—100.

Mr. Speaker.	Forbes.
Ackerman.	Gerron.
Adkins.	Giles.
Albritton.	Graves of Erath.
Avis.	Hardy.
Baker.	Harrison.
Barnett.	Heaton.
Bateman.	Hefley.
Bounds.	Holder.
Bradley.	Hopkins.
Brice.	Jenkins.
Coltrin.	Johnson
Conway.	of Dimmit.
Cox of Navarro.	Johnson of Smith.
Cox of Limestone.	Johnson of Scurry.
DeWolfe.	Jones.
Dunlap.	Justiss.
Duvall.	Kayton.
Enderby.	Keller.
Ewing.	Kennedy.
Finn.	Kincaid.
Finlay.	King.

Kinnear.	Sanders.
Land.	Savage.
Lee.	Shelton.
Lemens.	Sherrill.
Long of Wichita.	Shipman.
Loy.	Simmons.
Mauritz.	Sinks.
Maynard.	Smith.
McDonald.	Snelgrove.
McGill.	Speck.
McKean.	Stephens.
Mehl.	Storey.
Metcalfe.	Strong.
Moore.	Tarwater.
Mullally.	Thompson.
Negley.	Thurmond.
Olsen.	Tillotson.
O'Neill.	Turner.
Palmer.	Veatch.
Patterson.	Wallace.
Pope of Jones.	Walters.
Pope of Nueces.	Warwick.
Prendergast.	Westbrook.
Purl.	Williams
Ray.	of Sabine.
Reader.	Williams
Renfro.	of Travis.
Richardson.	Woodruff.
Rogers.	Young.
Rountree.	

Nays—2.

Harman.	Mankin.
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Present—Not Voting.

Keeton.

Absent.

Acker.	Long of Houston.
Anderson.	Martin.
Baldwin.	Minor.
Beck.	Montgomery.
Brooks.	Morse.
Carpenter.	Mosely.
Chastain.	Pool.
Davis.	Quinn.
Eickenroht.	Reid.
Gates.	Shaver.
Gilbert.	Van Zandt.
Harding.	Waddell.
Harper.	Webb.
Hogg.	White.
Hubbard.	Wiggs.
Kemble.	Woodall.

Absent—Excused.

Bond.	McCombs.
Cox of Lamar.	Nicholson.
Fuchs.	Murphy.
Graves	Pavlica.
of Williamson.	Petsch.
Hines.	Stevenson.
Hornaday.	Williams
Kenyon.	of Hardin.

The Speaker then laid Senate bill No.

159 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—100.

Mr. Speaker.	Mauritz.
Ackerman.	McDonald.
Adkins.	McGill.
Albritton.	McKean.
Avis.	Mehl.
Baker.	Metcalfe.
Barnett.	Moore.
Bateman.	Mullally.
Bounds.	Negley.
Bradley.	Olsen.
Brice.	Palmer.
Coltrin.	Patterson.
Conway.	Pope of Jones.
Cox of Navarro.	Pope of Nueces.
Cox of Limestone.	Prendergast.
Davis.	Purl.
DeWolfe.	Ray.
Dunlap.	Reader.
Duvall.	Renfro.
Enderby.	Richardson.
Ewing.	Rogers.
Eickenroht.	Rountree.
Finn.	Sanders.
Finlay.	Savage.
Forbes.	Shelton.
Gerron.	Sherrill.
Gilbert.	Shipman.
Giles.	Sinks.
Graves of Erath.	Smith.
Hardy.	Snelgrove.
Harman.	Speck.
Harrison.	Stephens.
Heaton.	Stevenson.
Hefley.	Storey.
Holder.	Strong.
Hopkins.	Tarwater.
Jenkins.	Thompson.
Johnson	Thurmond.
of Dimmit.	Tillotson.
Johnson of Smith.	Turner.
Johnson of Scurry.	Veatch.
Jones.	Waddell.
Justiss.	Wallace.
Kayton.	Walters.
Keller.	Warwick.
Kennedy.	White.
Kincaid.	Williams
Kinnear.	of Sabine.
Land.	Williams
Lee.	of Travis.
Lemens.	Woodall.
Long of Wichita.	Woodruff.
Loy.	

Nays—1.

Mankin.

Present—Not Voting.

Keeton.

Absent.

Acker.	Maynard.
Anderson.	Montgomery.
Baldwin.	Morse.
Beck.	Mosely.
Brooks.	O'Neill.
Carpenter.	Pool.
Chastain.	Quinn.
Gates.	Reid.
Harding.	Shaver.
Harper.	Simmons.
Hogg.	Van Zandt.
Hubbard.	Webb.
Kemble.	Westbrook.
King.	Wiggs.
Long of Houston.	Young.
Martin.	

Absent—Excused.

Bond.	McCombs.
Cox of Lamar.	Minor.
Fuchs.	Murphy.
Graves.	Nicholson.
of Williamson.	Pavlica.
Hines.	Petsch.
Hornaday.	Williams
Kenyon.	of Hardin.

HOUSE BILL NO. 436 ON SECOND
READING.

On motion of Mr. Hefley, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 436, A bill to be entitled "An Act amending Article 287 of the Penal Code of the State of Texas of 1925 as amended by Chapter 139 of the General Laws of the Regular Session of the Thirty-ninth Legislature so as to repeal that portion of the State law prohibiting the operation of moving picture shows and theaters on Sunday in this State."

The Speaker laid the bill before the House and it was read second time.

Mr. Land offered the following amendment to the bill:

Amend House bill No. 436 by striking out all after the word "theaters" in line 26 and insert in lieu thereof the following: "Operated in any incorporated city or town, after 1 o'clock p. m."

The amendment was adopted.

Mr. Land offered the following amendment to the bill:

Amend the caption to House bill No. 436 by adding after the word "State," in line 11, the following: "In any incorporated city or town, after 1 p. m."

The amendment was adopted.

Mr. Kennedy offered the following amendment to the bill:

Amend House bill No. 436 by inserting the words "until 7:30 p. m.," after the words "p. m.," in line 27, on page 1.

On motion of Mr. Long of Houston, the amendment was tabled.

Mr. Hardy offered the following amendment to the bill:

Amend House bill No. 436 by striking out at the end of Section 1 the words, "after 1 o'clock p. m.," and insert after the word "lubricants," in line 26, "and after 1 o'clock p. m."

The amendment was adopted.

Mr. Rountree offered the following amendment to the bill:

Amend House bill No. 436, page 1, in line 27, by adding the following: "In cities having a population of 10,000 or more according to last Federal census."

On motion of Mr. Land, the amendment was tabled.

Question recurring on the engrossment of the bill, yeas and nays were demanded.

House bill No. 436 was then passed to engrossment by the following vote:

Yeas—75.

Adkins.	Long of Houston.
Albritton.	Long of Wichita.
Anderson.	Mankin.
Beck.	Maynard.
Bradley.	McDonald.
Chastain.	McGill.
Cox of Navarro.	McKean.
DeWolfe.	Mehl.
Dunlap.	Montgomery.
Duvall.	Moore.
Eickenroht.	Morse.
Finn.	Mullally.
Finlay.	Murphy.
Gerron.	Negley.
Gilbert.	O'Neill.
Giles.	Palmer.
Hardy.	Patterson.
Harrison.	Petsch.
Heaton.	Pool.
Hefley.	Pope of Nueces.
Hogg.	Purl.
Holder.	Reader.
Hopkins.	Richardson.
Hornaday.	Sanders.
Hubbard.	Savage.
Jenkins.	Shelton.
Johnson of Smith.	Sherrill.
Johnson of Scurry.	Sinks.
Justiss.	Smith.
Keller.	Strong.
Kemble.	Thompson.
Kinnear.	Thurmond.
Land.	Tillotson.
Lee.	Turner.
Lemens.	Van Zandt.

Veatch.	White.
Walters.	Williams
Webb.	of Travis.
Westbrook.	Woodruff.

Nays—42.

Ackerman.	King.
Avis.	Loy.
Baker.	Mauritz.
Barnett.	Metcalf.
Bounds.	Mosely.
Brice.	Pope of Jones.
Coltrin.	Prendergast.
Conway.	Rogers.
Cox of Limestone.	Rountree.
Davis.	Shaver.
Enderby.	Simmons.
Ewing.	Snelgrove.
Forbes.	Speck.
Graves	Stephens.
of Williamson.	Stevenson.
Graves of Erath.	Storey.
Harman.	Tarwater.
Harper.	Wallace.
Johnson	Warwick.
of Dimmit.	Wiggs.
Keeton.	Williams
Kennedy.	of Sabine.
Kincaid.	

Present—Not Voting.

Woodall.

Absent.

Acker.	Martin.
Baldwin.	Olsen.
Bateman.	Quinn.
Brooks.	Reid.
Carpenter.	Renfro.
Gates.	Shipman.
Harding.	Waddell.
Jones.	Young.

Absent—Excused.

Bond.	Minor.
Cox of Lamar.	Nicholson.
Fuchs.	Pavlica.
Hines.	Williams
Kenyon.	of Hardin.
McCombs.	

Paired.

Mr. Ray (present), who would vote "nay," with Mr. Kayton (absent), who would vote "yea."

Reason for Vote.

This matter has been before the House on several different occasions. The present law is openly violated in most of the cities of any size and consequence, and the people are losing respect for the written law. I understand that the enactment of this bill will leave the matter up to local option.

I think the present situation is a farce, and in my home town of Marshall, while the theaters are not open, those who wish to attend them go to Shreveport, La., or to other nearby cities. However, I believe a great majority of my constituents are opposed to Sunday theater operation in Marshall, so on this occasion I do that which I rarely do, and register "present-not voting."

Reference to the Journal will show that I supported my colleague, Judge Prendergast, in his House bill No. 66, which would have strengthened the present Sunday law, and did all I could for its passage. Having failed there, I take my present stand.

WOODALL.

Mr. Purl moved to reconsider the vote by which the bill was passed to engrossment and to table the motion to reconsider.

The motion to table prevailed.

SENATE BILLS ON FIRST READING.

The following Senate bills, received from the Senate today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

Senate bill No. 201, to the Judiciary Committee.

Senate bill No. 353, to the Committee on Insurance.

Senate bill No. 366, to the Committee on Live Stock and Stock Raising.

BILL RECOMMITTED.

On motion of Mr. Williams of Travis, House bill No. 63 was recommitted to the Judiciary Committee.

RECESS.

On motion of Mr. Wallace, the House, at 6 o'clock p. m., took recess to 9:30 o'clock a. m. tomorrow.

APPENDIX.

STANDING COMMITTEE REPORTS.

The following committees have today filed favorable reports on bills, as follows:

Penitentiaries: House bills Nos. 591 and 676.

Judiciary: Senate bill No. 256; House bills Nos. 386, 677, 678, 112 and 617.

Municipal and Private Corporations: House bills Nos. 594, 216, 499 and 214.

Public Health: Senate bill No. 127.
Live Stock and Stock Raising: House bill No. 510; Senate bill No. 355.

Revenue and Taxation: House bills Nos. 453 and 275.

Constitutional Amendments: House joint resolution No. 11.

Public Lands and Buildings: Senate bill No. 296.

Criminal Jurisprudence: Senate bills Nos. 87 and 175; House bills Nos. 686 684 and 660.

Public Health: Senate bill No. 314.

The following committees have today filed adverse reports on bills, as follows:

Public Health: House bill No. 604.

Municipal and Private Corporations: House bill No. 301.

Judiciary: House bills Nos. 104, 112 and 617.

REPORTS OF THE COMMITTEE ON ENGROSSED BILLS.

Committee Room,

Austin, Texas, February 15, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 608, A bill to be entitled "An Act granting to cities located in any county of this State of less than 100,000 inhabitants, according to the United States census of 1920, and which county contains a city of more than 43,000 inhabitants, according to said census, the right to execute leases not to exceed a period of ninety-nine years on islands, flats and submerged lands heretofore granted by the State of Texas or the Republic of Texas to such cities; and declaring an emergency,"

Has carefully compared same and find it correctly engrossed.

ALBRITTON, Vice-Chairman.

Committee Room,

Austin, Texas, February 15, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 624, A bill to be entitled "An Act to amend Chapter 39 of the Local and Special Laws enacted by the Thirty-second Legislature at its Regular Session, convened on January 10th, 1911, and adjourned on March 11, 1911, and approved on March 13th, 1911, the same being a special road law for Fisher county, Texas, by adding thereto

Sections 15 and 16, authorizing the commissioners court of Fisher county to issue bonds of said county for the purpose of funding indebtedness incurred for road and bridge purposes and to levy a tax in payment thereof, etc.; and declaring an emergency,"

Has carefully compared same and find it correctly engrossed.

ALBRITTON, Vice-Chairman.

Committee Room,

Austin, Texas, February 15, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 110, A bill to be entitled "An Act to levy and collect a three-dollar road tax against all able-bodied male citizens of Van Zandt county, Texas, who are between the ages of twenty-one and forty-five years, etc., and declaring an emergency,"

Has carefully compared same and find it correctly engrossed.

ALBRITTON, Vice-Chairman.

Committee Room,

Austin, Texas, February 15, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 406, A bill to be entitled "An Act to amend Article 955 of the Revised Criminal Statutes of 1925, prohibiting the sale of fish taken from the fresh water streams of certain named counties, and also providing means and methods of taking and possessing fish from fresh water streams in said counties by omitting name of the county of Milam from said list of counties, and declaring an emergency,"

Has carefully compared same and find it correctly engrossed.

ALBRITTON, Vice-Chairman.

Committee Room,

Austin, Texas, February 15, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 588, A bill to be entitled "An Act amending subdivision 63 of Article 199, Title 8, Revised Civil Statutes of Texas of 1925, and providing for an additional term of court for Val Verde county, etc., and declaring an emergency,"

Has carefully compared same and find it correctly engrossed.

ALBRITTON, Vice-Chairman.

Committee Room,

Austin, Texas, February 15, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 633, A bill to be entitled "An Act to amend Section 7 of the Collin county road law, the same being Chapter 79 of the Acts of the First Called Session of the Fortieth Legislature; and declaring an emergency,"

Has carefully compared same and find it correctly engrossed.

ALBRITTON, Vice-Chairman.

Committee Room,

Austin, Texas, February 15, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 632, A bill to be entitled "An Act providing for the payment of the salaries of county commissioners in Nacogdoches county out of the road and bridge fund; providing for payment of \$3 for road purposes by those liable to road duty in lieu of such road duty; and declaring an emergency,"

Has carefully compared same and find it correctly engrossed.

ALBRITTON, Vice-Chairman.

Committee Room,

Austin, Texas, February 15, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 555, A bill to be entitled "An Act fixing the bag limit on doves and quail in Wood county, declaring the violation of such law to be a misdemeanor, etc., and declaring an emergency,"

Has carefully compared same and find it correctly engrossed.

ALBRITTON, Vice-Chairman.

Committee Room,

Austin, Texas, February 15, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 563, A bill to be entitled "An Act to amend Article 923pp by providing that it shall be lawful to kill,

take and have in possession any fur-bearing animal except a fox within Limestone county during the open season, and providing that it shall be legal to kill, take and have in possession within Limestone county rabbits at any time, and declaring an emergency,"

Has carefully compared same and find it correctly engrossed.

ALBRITTON, Vice-Chairman.

Committee Room,

Austin, Texas, February 15, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 335, A bill to be entitled "An Act to provide a more efficient road system for Montgomery county, Texas; providing that the county commissioners of said county shall be ex-officio road commissioners of their respective precincts; defining their compensation as such; providing for the exercise of the right of eminent domain in opening, widening and straightening the county roads and highways and in securing materials for the construction and maintenance of same, etc.; and declaring an emergency,"

Has carefully compared same and find it correctly engrossed.

DeWOLFE, for Chairman.

Committee Room,

Austin, Texas, February 16, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 556, A bill to be entitled "An Act amending subdivision 25 of Article 199, Title 8, of the Revised Civil Statutes of Texas, 1925, providing for changing and prescribing the terms and times of holding courts in the Twenty-fifth Judicial District of Texas, etc., and declaring an emergency,"

Has carefully compared same and find it correctly engrossed.

DeWOLFE, for Chairman.

Committee Room,

Austin, Texas, February 15, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 439, A bill to be entitled "An Act creating a more efficient road system for Bell county, Texas; providing that the county commissioners shall be road commissioners of their respective

precincts; providing that such commissioners shall have charge of the road teams, tools, machinery and appliances of said county under the direction of the commissioners court, etc., and declaring an emergency."

Has carefully compared same and find it correctly engrossed.

DeWOLFE, for Chairman.

Committee Room,
Austin, Texas, February 16, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 584, A bill to be entitled "An Act validating all orders, judgments and proceedings of the county court at law for Eastland county, etc., and declaring an emergency,"

Has carefully compared same and find it correctly engrossed.

DeWOLFE, for Chairman.

Committee Room,
Austin, Texas, February 16, 1929.
Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 580, A bill to be entitled "An Act to amend Chapter 14, Local and Special Laws enacted by the Thirty-fifth Legislature at its Third Called Session in 1917, as amended by Chapter 65, Local and Special Laws enacted by the Thirty-sixth Legislature at its Regular Session in 1919, same being a special road law for Trinity county, Texas, by adding thereto a new section, 33a, authorizing the commissioners court of Trinity county to issue bonds of said county for the purpose of funding or refunding indebtedness incurred for road and bridge purposes, and to levy a tax in payment thereof, and declaring an emergency,"

Has carefully compared same and find it correctly engrossed.

DeWOLFE, for Chairman.

Committee Room,
Austin, Texas, February 16, 1929.
Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 68, A bill to be entitled "An Act to regulate searches and seizures,"

Has carefully compared same and find it correctly engrossed.

DeWOLFE, for Chairman.

Committee Room,

Austin, Texas, February 16, 1929.

Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 596, A bill to be entitled "An Act providing for a civil service commission in certain counties for certain offices, and providing for competitive examinations, and providing for a board of appeals, designating the members of the commission, and providing for a secretary and fixing their salaries and the manner of payment thereof, etc., and declaring an emergency,"

Has carefully compared same and find it correctly engrossed.

DeWOLFE, for Chairman.

Committee Room,
Austin, Texas, February 15, 1929.
Hon. W. S. Barron, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 562, A bill to be entitled "An Act creating a more efficient road system for Jeff Davis county, Texas; providing that the county commissioners shall be road commissioners of their respective precincts, etc., and declaring an emergency,"

Has carefully compared same and find it correctly engrossed.

DeWOLFE, for Chairman.

CHANGE IN CONFERENCE COMMITTEE ANNOUNCED.

The Speaker announced the following change in the conference committee for Senate bill No. 49:

Messrs. Purl and Wallace are appointed to take the place of Messrs. Duvall and Rogers.

TWENTY-NINTH DAY.

(Continued.)

(Tuesday, February 19, 1929.)

The House met at 9:30 o'clock a. m., and was called to order by Speaker Barron.

HOUSE BILL NO. 296 ON SECOND READING.

On motion of Mr. Shaver, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 296, A bill to be entitled